



WILLIAM T FUJIOKA  
Chief Executive Officer

## County of Los Angeles CHIEF EXECUTIVE OFFICE

713 KENNETH HAHN HALL OF ADMINISTRATION  
LOS ANGELES, CALIFORNIA 90012  
(213) 974-1101  
<http://ceo.lacounty.gov>

April 8, 2008

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**DEPARTMENT OF TREASURER AND TAX COLLECTOR:  
AGREEMENTS TO PURCHASE  
"TAX DEFAULTED SUBJECT TO POWER TO SELL" PROPERTIES  
SUPERVISORIAL DISTRICT 4-AGREEMENT 2582  
SUPERVISORIAL DISTRICT 4-AGREEMENT 2590  
(3 VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

Approve and instruct the Chair to sign the Purchase Agreements of "Tax Defaulted Subject to Power to Sell" properties being acquired by the City of Long Beach and the City of Rancho Palos Verdes (public agencies) pursuant to the Revenue and Taxation Code, with revenue to be provided to recover a portion, if not all, of back property taxes, penalties, and costs on the delinquent parcels and any remaining tax balance to be cancelled from the existing tax rolls; and approve publication of the Purchase Agreements of "Tax Defaulted Subject to Power to Sell" properties.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The properties described in the agreements may be sold in accordance with the provisions of Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code and with the policy adopted by Board action on November 24, 1970 as indicated on Attachment "A." Exhibit "A", attached to each Agreement, indicates the legal description and selling price of the parcels.

Board of Supervisors  
GLORIA MOLINA  
First District

YVONNE B. BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

The Honorable Board of Supervisors  
April 8, 2008  
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Upon approval, the attached agreements and copies are to be signed by the Chair and returned to the Tax Collector for transmittal to the State Controller for further approval. County Counsel has approved the agreements as to form.

The Chapter 8 Agreement sale procedure permits eligible public agencies to acquire "Tax Defaulted Subject to Power to Sell" properties without the necessity of a public auction. The properties described in this letter will be acquired by two public agencies. The first agreement is with the City of Long Beach, which intends to develop the property for affordable housing. The second agreement is with the City of Rancho Palos Verdes, which intends to develop the property into a public trailhead park for the Upper Miraleste Canyon.

#### **Implementation of Strategic Plan Goals**

Approval of these agreements is in accordance with the Countywide Strategic Plan Goal #4: Fiscal Responsibility and Collaboration Across Jurisdictional Boundaries. Delinquent property taxes and costs are recovered, and limited-use parcels are identified for appropriate public purposes.

#### **FISCAL IMPACT/FINANCING**

Revenue will be provided to the County for apportionment among the affected taxing agencies, which will recover a portion, if not all, of back property taxes, penalties, and costs on the delinquent parcels. Any remaining tax balance will be cancelled from the existing tax roll.

Existing appropriation is available in the current Treasurer and Tax Collector 2007-2008 Budget for publication costs. Publishing, in accordance with Section 3798 of the Revenue and Taxation Code, is the most cost-effective method of giving adequate notification to parties of interest.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The Chapter 8 Agreement sale procedure permits eligible public agencies to acquire "Tax Defaulted Subject to Power to Sell" properties pursuant to Section 3791, et seq., of the Revenue and Taxation Code.

Attachment "B" is a summary of the public agencies' purchases. This attachment indicates the affected Supervisorial Districts and the public use for which the properties are being acquired. Moreover, we have included copies of the relevant sections of the Revenue and Taxation Code pertaining to the Chapter 8 Agreement sale for your

The Honorable Board of Supervisors  
April 8, 2008  
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information. County Counsel has approved the agreements as to form. Attached to the agreements are the Assessor's parcel maps showing the dimensions and general location of the affected parcels.

Efforts will be made to contact the owners and parties of interest to inform them of their tax liabilities and the provisions for the redemption of the property pursuant to Section 3799 of the Revenue and Taxation Code.

Section 3798 of the Revenue and Taxation Code mandates notice of agreements to be published once a week for three (3) successive weeks in a newspaper of general circulation published in the County.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

No impact.

**CONCLUSION**

Upon approval of the attached agreement forms, the Department of Treasurer and Tax Collector will need all original documents returned for submission to the State Controller, as the State Controller's Office has the final approval of these and all Chapter 8 Agreements.

Respectfully submitted,



WILLIAM T FUJIOKA  
Chief Executive Officer

WTF:MJS

**Attachments**

c: County Counsel  
Assessor  
Auditor-Controller  
Treasurer and Tax Collector

COUNTY OF LOS ANGELES  
OFFICE OF THE TREASURER AND TAX COLLECTOR  
HALL OF ADMINISTRATION  
225 NORTH HILL STREET  
LOS ANGELES, CALIFORNIA 90012

Attachment "A"

HAROLD J. OSTLY  
TAX COLLECTOR

November 17, 1970

W. T. KIDWELL  
CHIEF DEPUTY

Board of Supervisors  
383 Hall of Administration  
Los Angeles, California 90012

Gentlemen:

TAX AGREEMENT SALES

RECOMMENDATION:

That the Tax Collector be directed to review all requests for agreement sales pursuant to Chapter 8 of the Revenue and Taxation Code and recommend to the Board whether such requests should be approved in whole, in part, or denied.

That the Tax Collector is further instructed to review and recommend the price to be paid for such sales which price, in the absence of special circumstances, shall not be less than the amount necessary to redeem the property pursuant to Part 7 of Division 1 of the Revenue and Taxation Code.

EXPLANATION:

This office has recently completed a review of the policies currently in use with regard to the acquisi-

000471

tion of tax deeded lands by taxing agencies under the authority of Chapter 8 of the Revenue and Taxation Code. This study showed that while present practices are in technical conformity with various statutory requirements, the \$1 per parcel price has remained constant since October 19, 1943.

It is the opinion of this office that the continuation of this nominal price is no longer in the best interest of the County and the other involved taxing agencies. The sale for a minimal fee of properties charged with sizable tax deficiencies results in substantial revenue losses to the County and other agencies.

The nominal fee can also result in requests for acquisition without adequate attention given to actual need by the requesting agency. The result is the removal of additional property from the tax base. If resold later as surplus, the proceeds accrue only to the acquiring agency.

Very truly yours,

ORIGINAL SIGNED

HAROLD J. OSTLY  
TREASURER & TAX COLLECTOR

HJO:cm

cc: 1 Clerk of the Board  
5 One for each Supervisor  
1 Chief Administrative Officer  
1 County Counsel  
6 Communications

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On motion of Supervisor Dorn, unanimously carried, the foregoing was adopted.

000472

**SUMMARY OF PUBLIC AGENCY'S PURCHASE**

**FOURTH SUPERVISORIAL DISTRICT**

**AGREEMENT NUMBER 2582**

**AGENCY**

City of Long Beach  
Public Agency

Selling price of this parcel  
shall be \$ 34,480.00

Public Agency intends to develop this  
property for affordable housing.

**SUPERVISORIAL**  
**DISTRICT**

4<sup>TH</sup>

**LOCATION**

CITY OF LONG BEACH

**PARCEL**  
**NUMBER**

7269-017-009

**MINIMUM**  
**BID**

\$ 34,480.00

## SUMMARY OF PUBLIC AGENCY'S PURCHASE

### FOURTH SUPERVISORIAL DISTRICT

**AGREEMENT NUMBER 2590**

**AGENCY**

City of Rancho Palos Verdes  
Public Agency

Selling price of this parcel  
shall be \$ 4,439.00

Public Agency intends to develop  
this property into a public trailhead  
for the Upper Miraleste Canyon

**SUPERVISORIAL**  
**DISTRICT**

**LOCATION**

**PARCEL**  
**NUMBER**

**MINIMUM**  
**BID**

4<sup>TH</sup>

CITY OF RANCHO PALOS VERDES

7566-016-013

\$ 4,439.00

INTERIM

**AGREEMENT NUMBER 2582**

**CITY OF LONG BEACH**

**FOURTH SUPERVISORIAL DISTRICT**



# CITY OF LONG BEACH

DEPARTMENT OF COMMUNITY DEVELOPMENT

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802

June 20, 2007

VIA COURIER AND FAX 213.680.3648

Donna J. Doss  
Assistant Treasurer and Tax Collector  
County of Los Angeles  
225 North Hill Street, Room 130  
Los Angeles, California 90051-0102

Agreement

District

2582

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Re: 2007B Tax Sale

Dear Ms. Doss:

In accordance with your memo dated May 25, 2007, the City of Long Beach has identified the following tax defaulted properties, within the city of Long Beach, for public acquisition under the provisions of Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code:

<u>Parcel No.</u>	<u>Purpose for Acquisition</u>	<u>Site Address</u>	
<del>7269-013-031</del>	<del>Develop as Affordable Housing</del>	<del>1439 Locust Avenue</del>	<i>Redeemed</i>
7269-017-009	Develop as Affordable Housing	834 Gaviota Avenue	<i>7/26/07</i>

Enclosed, as required, are the mission statement for the City of Long Beach's Department of Community Development, which will manage each parcel's development and two (2) checks for \$100 each representing the Preliminary Research Fee for each parcel

If it is determined that the City of Long Beach is eligible to acquire these properties, please provide the Chapter 8 Agreement package and instructions on how to complete these forms. For questions related to this process, please contact Mary Frances Torres at (562) 570-6846.

Sincerely,

  
MICHAEL P. CONWAY  
PROPERTY SERVICES BUREAU MANAGER

MPC:MFT:mft  
Enclosures

cc: Ellie Tolentino, Housing Services Bureau Manager  
Craig A. Beck, Redevelopment Bureau Manager

RECEIVED

JUN 20 2007

MARTHA DURAN  
SECURED PROPERTY TAX DIVISION

## Application to Purchase Tax-Defaulted Property from County

This application is to be completed by eligible purchasing entities to commence purchase of tax-defaulted property by agreement sale from the county under applicable provisions of the California Revenue and Taxation Code. Please complete the following sections and supply supporting documentation accordingly. Completion of this application does not guarantee purchase approval.

### **A. Purchaser Information**

1. Name of Organization: City of Long Beach
2. Corporate Structure – check the appropriate box below and provide corresponding information:
  - ☐ Nonprofit – provide Articles of Incorporation
  - ☒ Public Agency – provide mission statement (If redevelopment agency, also provide agency survey map)

### **B. Purchasing Information**

Determine which category the parcel falls under and then check the appropriate box as it relates to the purchasing entity's corporate structure and the intended use of the parcel:

#### Category A: Parcel is currently scheduled for a Chapter 7 tax sale

- ☐ No Purchase – State / county / taxing agency registering objection to preserve lien only
- ☐ Purchase by State / county / tax agency / revenue district / redevelopment agency / special district to preserve its lien
- ☒ Purchase by State / county / tax agency / revenue district / redevelopment agency / special district for public purpose
- ☐ Purchase by nonprofit for low-income housing or to preserve open space

#### Category B: Parcel is **not** currently scheduled for a Chapter 7 tax sale

- ☐ Purchase by State / county / taxing agency / revenue district / redevelopment agency / special district for public purpose
- ☐ Purchase by nonprofit to use parcel(s) for low-income housing or to preserve open space

### **C. Property Detail**

Provide the following information. If more space is needed for any of the criteria, consolidate the information into a separate "Exhibit" document and attach accordingly:

1. County where the parcel(s) is located: Los Angeles County
2. List each parcel by Assessor's Parcel Number: 7269-017-009
3. State the purpose and intended use for each parcel: Please see attached sheet for listing of  
each parcel and intended use.

### **D. Acknowledgement Detail**

Provide the signature of the purchasing entity's authorized officer

  
Authorized Signature

City Manager  
Title

11/06/07  
Date

APPROVED AS TO FORM

AGREEMENT # 2582

10/31, 2007  
ROBERT E. SHANNON, City Attorney

By   
HEATHER A. MAHOOD

**CHAPTER 8 LOS ANGELES COUNTY TAX DEFAULTED PROPERTIES  
2007B**

<b>Assessor Parcel Number</b>	<b>Address</b>	<b>Use of Property</b>
7269-017-009	Rudolph Tract 1/2 Vac. Alley	Affordable Housing

CITY OF LONG BEACH  
CITY COUNCIL MINUTES

TUESDAY, OCTOBER 23, 2007  
COUNCIL CHAMBER, 5:00 PM

Bonnie Lowenthal, Vice Mayor, 1st District  
Suja Lowenthal, 2nd District  
Gary DeLong, 3rd District  
Patrick O'Donnell, 4th District



Patrick H. West, City Manager  
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District  
Dee Andrews, 6th District  
Tonia Reyes Uranga, 7th District  
Rae Gabelich, 8th District  
Val Lerch, 9th District  
Robert E. Shannon, City Attorney

**FINISHED AGENDA & MINUTES**

**ROLL CALL (5:01 PM)**

**Councilmembers** DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich  
**Present:** and Lerch

**Councilmembers** B. Lowenthal and S. Lowenthal  
**Absent:**

Also present: Patrick H. West, City Manager; Christine Shippey, Assistant City Manager; Robert Shannon, City Attorney; Michael Mais, Assistant City Attorney; Laura Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Gary DeLong, Councilmember, Third District.

Mayor Foster announced that Item No. 31 had been withdrawn, that Item No. 38 would be considered at 6:00 PM, and that Fire Chief Dave Ellis would report on the wildfire situation.

Pet adoption: Kathy Schofield, presented a canine.

07-1258 Proclamation presented to Sexual Assault Crisis Agency in recognition of the Walk A Mile In Her Shoes event.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

07-1259 Councilman Andrews presented a proclamation to Christ Second Baptist Church on the occasion of its 100th Year Anniversary.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke regarding the wildfire situation.

Fire Chief Dave Ellis provided an update regarding the wildfire situation in California.

**SECOND ROLL CALL (5:27 PM)**

B. Lowenthal joined the meeting.

**Councilmembers** B. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes  
**Present:** Uranga, Gabelich and Lerch

**Councilmembers** S. Lowenthal  
**Absent:**

Alan Patalano, Assistant Fire Chief, spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

**HEARING (5:32 PM)**

**THIRD ROLL CALL (5:32 PM)**

S. Lowenthal joined the meeting.

**Councilmembers** B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske,  
**Present:** Andrews, Reyes Uranga, Gabelich and Lerch

1. 07-1221 Recommendation to receive supporting documentation into the record, conclude the hearing, adopt resolution amending the Land Use Map of the General Plan from Traditional Retail Strip Commercial District (Land Use Designation 8A) and Moderate Density Residential District (Land Use Designation 3B) to Pedestrian-Oriented Retail Strip District (Land Use Designation 8A); and

Greg Carpenter, Planning Bureau Manager, spoke.

Councilwoman Gabelich spoke.

Harvey Cochran spoke.

Councilwoman Gabelich spoke.

John Nekrosomer, representative for Willow Partners (Rent-A-Center), spoke.

Councilwoman Gabelich spoke.

Michael Mais, Assistant City Attorney, spoke.

Councilwoman Gabelich spoke.

Danny Wilson spoke.

**A motion was made by Councilwoman Gabelich, seconded by Vice Mayor B. Lowenthal, to approve recommendation and adopt Resolution No. RES-07-0142. The motion carried by the following vote:**

**Yes: 8 - B. Lowenthal, S. Lowenthal, DeLong, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**Absent: 1 - O'Donnell**

**Enactment No: RES-07-0142**

07-1222

Declare ordinance rezoning from the Commercial Community Automobile-Oriented (CCA) zoning district to the Commercial Neighborhood Pedestrian-Oriented (CNP) zoning district for the areas of Long Beach Boulevard from 53rd Street to 55th Street and Atlantic Avenue from 56th Street to South Street, read the first time and laid over to the next regular meeting of the City Council for the final reading (Case No. 0708-07). (District 8)

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Lerch, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

Agenda Item No. 38 was considered at this time.

**PUBLIC COMMENT (6:25 PM)**

07-1253

Harvey Cochran spoke and submitted flyer regarding Star Harris.

**This Handout was received and filed.**

Frances Emily Dawson Harris spoke regarding accessibility in the City of Long Beach and other issues.

Mayor Foster announced a brief recess.

Ryan Smolar and Rachel Potucek spoke regarding University by the Sea.

**CONSENT CALENDAR (6:46 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve Consent Calendar Items 2-22, except for Items 8 and 19. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

2. 07-1250 Recommendation to adopt minute order to grant an application from Viola Hess for a widow's pension.


**A motion was made to approve recommendation on the Consent Calendar.**

3. 07-1249 Recommendation to approve the City Council minutes for the meeting of Tuesday, October 16, 2007.

**A motion was made to approve recommendation on the Consent Calendar.**

4. 07-1247 Recommendation to refer to City Attorney damage claims received between October 11, 2007 and October 18, 2007.

**A motion was made to approve recommendation on the Consent Calendar.**

-  5. 07-1223 Recommendation to adopt resolution authorizing the acquisition of a tax-defaulted property, Assessor Parcel No. 7269-017-009, in the City of Long Beach from the County of Los Angeles; authorize City Manager to execute a Chapter 8 Agreement and any and all documents necessary for the acquisition of the tax-defaulted property; and authorize City Manager to execute all necessary documents for the conveyance of Assessor Parcel No. 7269-017-009 to the Long Beach Housing Development Company. (District 1)

**A motion was made to approve recommendation and adopt Resolution No. RES-07-0143 on the Consent Calendar.**

**Enactment No: RES-07-0143**

6. 07-1224 Recommendation to authorize City Manager to execute a lease between the City of Long Beach and the Long Beach Community College District for the short-term use of parking spaces at Veterans Memorial Stadium from December 21, 2007 through January 1, 2008. (District 5)

**A motion was made to approve recommendation on the Consent Calendar.**

7. 07-1225 Recommendation to authorize City Manager to execute a Consent to Sublease and a subsequent Consent to Assignment for Parcel 3 of Fixed Base Operation Lease No. 20556 from Brahma Properties, Ltd. (Brahma) to Airspace LLC, dba Long Beach Air Center (Airspace), for City-owned property at 4310 Donald Douglas Drive. (District 5)

**A motion was made to approve recommendation on the Consent Calendar.**

8. 07-1226 Recommendation to adopt resolution approving a Targeted Employment Area for the Long Beach Enterprise Zone; and direct City Manager to submit the resolution and map to the State of California. (Citywide)

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilmember DeLong, seconded by Councilwoman Schipske, to approve recommendation and adopt Resolution No. RES-07-0145. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No: RES-07-0145**

9. 07-1227 Recommendation to authorize City Manager to execute an agreement and any subsequent amendments and all related documents to purchase furniture and office components from Office Furniture Group Inc., for a total cost not to exceed \$168,000. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

10. 07-1228 Recommendation to authorize City Manager to execute the Tenth Amendment to Historical Site Lease No. 24291 with Rancho Los Alamitos Foundation to provide for the annual increase of the management fee to \$516,082. (District 3)

**A motion was made to approve recommendation on the Consent Calendar.**

11. 07-1229 Recommendation to receive and file the application of Wilfredo Antonio Ramos, dba La Hacienda Club, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1551 Santa Fe Avenue, with existing conditions. (District 1)

**A motion was made to approve recommendation on the Consent Calendar.**

12. 07-1230

Recommendation to receive and file the application of Kim Chhour Sieng and Ket Ung, dba LB Citi Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1198 East 10th Street, with existing conditions. (District 1)

**A motion was made to approve recommendation on the Consent Calendar.**

13. 07-1231

Recommendation to receive and file the application of Maribel Cisneros and Salvador Cisneros, dba Petes Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1098 East 7th Street, with existing conditions. (District 2)

**A motion was made to approve recommendation on the Consent Calendar.**

14. 07-1232

Recommendation to receive and file the application of Wild Oats Markets Inc., dba Wild Oats Natural Marketplace, for a stock transfer of an Alcoholic Beverage Control License, at 6550 East Pacific Coast Highway, with existing conditions. (District 3)

**A motion was made to approve recommendation on the Consent Calendar.**

15. 07-1233

Recommendation to receive and file the application of Haru Haru Sushi Inc., dba Haru Haru Sushi, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6527 East Pacific Coast Highway, with existing conditions. (District 3)

**A motion was made to approve recommendation on the Consent Calendar.**

16. 07-1234

Recommendation to receive and file the application of Jae Yon Kim, dba Eddies Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1504 West Willow Street, with existing conditions. (District 7)

**A motion was made to approve recommendation on the Consent Calendar.**

17. 07-1235

Recommendation to receive and file the application of Larry Robert Settle, dba Puka Bar, to drop a partner from an Alcoholic Beverage Control License, at 710-12 West Willow Street. (District 7)

**A motion was made to approve recommendation on the Consent Calendar.**

18. 07-1236 Recommendation to receive and file the application of Kevin Lamar Pickett, dba Club 5211, for a person-to-person transfer of an Alcoholic Beverage Control License, at 5211 Atlantic Avenue, with existing conditions. (District 8)
- A motion was made to approve recommendation on the Consent Calendar.**
19. 07-1237 Recommendation to increase appropriations in the Tidelands Fund (TF 411) and the Department of Public Works (PW) by \$190,000 for the purchase of up to 20 multi-space parking meters for installation in the Rainbow Harbor area. (District 2)
- Harvey Cochran spoke.
- Councilmember S. Lowenthal spoke.
- A motion was made by Councilmember S. Lowenthal, seconded by Vice Mayor B. Lowenthal, to approve recommendation. The motion carried by the following vote:**
- Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**
20. 07-1238 Recommendation to request City Attorney to accept an easement deed for the widening of the Carson Street right-of-way adjacent to Douglas Park. (District 5)
- A motion was made to approve recommendation on the Consent Calendar.**
21. 07-1239 Recommendation to adopt Resolution of Intention to vacate a portion of Lakewood Boulevard formerly known as La Plaza east of Lakewood Boulevard; authorize the acceptance of the dedication of additional right-of-way for Lakewood Boulevard and Stearns Street; and set date of hearing on the vacation for Tuesday, November 20, 2007, at 5:00 p.m. (District 5)
- A motion was made to approve recommendation and adopt Resolution No. RES-07-0144 on the Consent Calendar.**
- Enactment No: RES-07-0144**
22. 07-1246 Recommendation to receive and file minutes of: Harbor Commission - October 8, 2007.
- A motion was made to approve recommendation on the Consent Calendar.**

**UNFINISHED BUSINESS (6:53 PM)**

- 23. 07-1199** Recommendation to receive and file the application of Kesef Inc., dba Paris Showgirls, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2421 East Artesia Boulevard, with existing conditions. (District 9)

Councilmember Lerch spoke.

Harvey Cochran spoke.

**A motion was made by Councilmember Lerch, seconded by Councilwoman Gabelich, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Noes:** 1 - DeLong

**REGULAR AGENDA (6:57 PM)**

- 24. 07-1209** Recommendation to request City Attorney to prepare an amendment to Long Beach Municipal Code Section 10.22.080 adding the prohibition of parking "For Sale" vehicles on the following streets:

- Livingston Drive between Quincy Avenue and Prospect Avenue;
- Lois Lane between Bennett Avenue and Quincy Avenue;
- 2nd Street from Sorrento Drive to Naples Plaza; and
- Naples Plaza from 2nd Street to The Toledo.

Vice Mayor B. Lowenthal spoke.

Harvey Cochran spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

**Noes:** 1 - Lerch

- 25. 07-0313** Recommendation to respectfully request City Council to rescind the previous action taken on April 3, 2007, Item UB-36, Case No. 0701-06 regarding the application of Kelsang Youla and Khangtetsang Kelsang

Namgyal, dba El Paisano Ranch Market, for an original Alcoholic Beverage Control License, at 245 West Pacific Coast Highway; and

Request to receive and file an original Alcoholic Beverage Control License for Kelsang Youla and Khangtetsang Kelsang Namgyal, dba El Paisano Ranch Market, at 245 West Pacific Coast Highway, with conditions. (District 6)

Councilman Andrews spoke.

**A motion was made by Councilman Andrews, seconded by Councilmember Reyes Uranga, to approve recommendation. The motion carried by the following vote:**

Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

26. 07-1251

Recommendation to request City Manager to develop a strategy between the Water Department and the Parks, Recreation and Marine Department to reduce water consumption in City parks and median strips and to report back to City Council on a quarterly basis the amount of and cost to the City for department water usage.

Councilwoman Schipske spoke.

Harvey Cochran spoke.

Councilmember S. Lowenthal spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

27. 07-1243

Recommendation to authorize City Manager to execute a contract and all necessary amendments for state legislative representation services provided by Michael J. Arnold and Associates, for an amount not to exceed \$102,288 for a period of one year; and authorize City Manager to grant two one-year extensions, including an adjustment to the monthly retainer not to exceed the Consumer Price Index, at the discretion of the City Manager. (Citywide)

Councilmember Reyes Uranga spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**28. 07-1244**

Recommendation to authorize City Manager to execute a contract for federal legislative representation services provided by Van Scoyoc Associates, Inc., for a term of one year at an amount not to exceed \$180,000; and authorize City Manager to grant one one-year extension to the contract and execute all necessary amendments. (Citywide)

Councilwoman Gabelich spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**29. 07-1240**

Recommendation to adopt the Implementation Plan for the Green Airport/Neighborhood Protection Program. (District 5)

Motion: Approve recommendation.  
Moved by DeLong, seconded by Andrews.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Harvey Cochran spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

**A substitute motion was made by Councilwoman Gabelich, seconded by Councilmember O'Donnell, that the item be laid over and staff requested to return within 45 days (December 4, 2007) with additional information in response to Councilmembers' questions. The motion carried by the following vote:**

**Yes:** 6 - B. Lowenthal, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

**Noes:** 3 - S. Lowenthal, DeLong and Andrews

30. 07-1242

Recommendation to receive and file the Airport activities report. (District 5)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

31. 07-1241

**WITHDRAWN**

~~Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Lavi-Sachar Inc., dba El Bodegon, for an original Alcoholic Beverage Control License, at 500 E. Willow Street, with conditions. (District 6)~~

**This ABC License was withdrawn.**

**ORDINANCES (8:21 PM)**

32. 07-1205

Recommendation to declare ordinance repealing Ordinance No. ORD-07-0006, relating to labor peace agreements, read and adopted as read. (Citywide)

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation and adopt Ordinance No. ORD-07-0051. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No: ORD-07-0051**

**33. 07-1211**

Recommendation to declare ordinance amending the Long Beach Municipal Code to add a new District S to Section 10.32.110 creating a new preferential parking district, read and adopted as read. (District 4)

**A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Ordinance No. ORD-07-0052. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**Enactment No: ORD-07-0052**

**34. 07-1212**

Recommendation to declare ordinance amending the Long Beach Municipal Code to add a new District U to Section 10.32.110 creating a new preferential parking district, read and adopted as read. (District 4)

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-07-0053. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**Enactment No: ORD-07-0053**

**35. 07-1216**

Recommendation to declare an urgency ordinance relating to the temporary limitation (moratorium) of certain construction and development activities in the Rancho Estates area of the City in order to foster and promote neighborhood character stabilization in said area, read and adopted as read. (Ordinance No. ORD-07-0048) (Citywide)

Harvey Cochran spoke.

**A motion was made by Councilmember Reyes Uranga, seconded by Vice Mayor B. Lowenthal, to approve recommendation and adopt Ordinance No. ORD-07-0048. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**Enactment No: ORD-07-0048**

**36. 07-1217**

Recommendation to declare an urgency ordinance relating to the temporary limitation (moratorium) of certain construction and development activities in the Los Cerritos area of the City in order to

foster and promote neighborhood character stabilization in said area, read and adopted as read. (Ordinance No. ORD-07-0049) (Citywide)

Harvey Cochran spoke.

**A motion was made by Councilwoman Gabelich, seconded by Vice Mayor B. Lowenthal, to approve recommendation and adopt Ordinance No. ORD-07-0049. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**Enactment No: ORD-07-0049**

37. 07-1218

Recommendation to declare an urgency ordinance relating to the temporary limitation (moratorium) of certain construction and development activities; adding additional noticing and story pole requirements for certain development, read and adopted as read. (Ordinance No. ORD-07-0050) (Citywide)

Harvey Cochran spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-07-0050. The motion carried by the following vote:**

**Yes: 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch**

**Enactment No: ORD-07-0050**

**NEW BUSINESS (5:53 PM)**

Agenda Item No. 38 was considered following Agenda Item No. 1 and Prior to Public Comment.

38. 07-1252

Recommendation to approve the establishment of a Sister City affiliation between the City of Long Beach and the City of Mombasa, Kenya.

Distributed at the meeting: Correspondence submitted by Vice Mayor B. Lowenthal from David Zanatta, Chair, Sister Cities of Long Beach, Inc.; and a notebook - Application for Formation of Sister Cities Relationship.

Vice Mayor B. Lowenthal spoke.

Bill Preston, Mombasa-Long Beach Sister Cities Formation Committee chair, spoke.

Nyambura Kamau, Consul General of Kenya in Los Angeles, spoke.

Aaron Day, Mombasa-Long Beach Sister Cities Formation Committee historian and membership chair, spoke.

Andrew Sarai, Mombasa-Long Beach Sister Cities Formation Committee Mombasa liaison, spoke.

David Zanatta, Chair, Sister Cities of Long Beach, Inc., spoke.

Harvey Cochran spoke.

Evelyn Knight spoke.

Frances Emily Dawson Harris spoke.

Councilmember S. Lowenthal spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Councilmember S. Lowenthal spoke.

Nyambura Kamau, Consul General of Kenya in Los Angeles, made a presentation to Mayor Foster.

**A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

39. Affidavits of Service for the Special Meetings held Thursday, October 18, 2007 and Tuesday, October 23, 2007.

#### **ANNOUNCEMENTS (8:26 PM)**

Councilman Andrews made community announcements.

Councilmember O'Donnell made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember Reyes Uranga requested that the meeting adjourn in honor of Alfred "Freddie" Valenzuela; and made community announcements.

Councilmember S. Lowenthal requested that the meeting adjourn in honor of Phyllis Lowenthal; and made community announcements.

Vice Mayor B. Lowenthal made community announcements.

Councilmember Lerch made community announcements.

Councilmember S. Lowenthal offered congratulations to Metro Row for being recognized by the New York Times.

Mayor Foster made community announcements.

**PUBLIC (8:44 PM)**

Evan Braude announced the 12th Annual Historical Cemetery Tour.

Ben Rockwell spoke regarding medical waste and a possible City ordinance.

Councilmember Lerch spoke.

Billy Gonzales spoke a word thanks to the City Council and inquired regarding a variety of subjects.

Mayor Foster spoke.

**ADJOURNMENT (8:54 PM)**

At 8:54 P.M., Mayor Foster adjourned the meeting in honor of Alfred "Freddie" Valenzuela and Phyllis Lowenthal.

nem

RESOLUTION NO. RES-07-0143

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH TO EXECUTE A CHAPTER 8  
AGREEMENT WITH THE COUNTY OF LOS ANGELES TO  
ACQUIRE TAX-DEFAULTED PROPERTY

WHEREAS, the City has been notified by the County of Los Angeles that certain property described in Exhibit "A" hereto (the "Property") was deemed "Subject to Power to Sell" for default of property taxes and is scheduled to be sold at public auction; and

WHEREAS, Division 1, Part 6, Chapter 8 of the Revenue and Taxation Code permits the City to acquire such Property, prior to a public auction, for an amount equal to the defaulted property taxes; and

WHEREAS, the City has considered acquiring the Property pursuant to a "Chapter 8 Agreement" with the County of Los Angeles and reviewed and evaluated the proposed acquisition in relation to open space and affordable housing objectives; the staff report prepared on this matter; and all of the information and evidence presented at the meeting; and

WHEREAS, the City has determined that the acquisition of the Property is in the best interest of the City of Long Beach and its residents;

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

Section 1. The City finds and determines, based upon substantial evidence provided in the record before it, that the acquisition of the Property will support the City's efforts to acquire and construct affordable housing.

Section 2. Pursuant to provisions of the Revenue and Taxation Code, the City shall enter a Chapter 8 Agreement with the County of Los Angeles, in order to

complete the acquisition of the Property for the open space and affordable housing purposes.

Section 3. The City Manager is hereby designated to take all action necessary to acquire the Property.


Section 4. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting this resolution.

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of October 23, 2007 by the following vote:


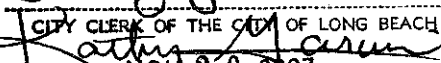
Ayes:	Councilmembers:	<u>B. Lowenthal, S. Lowenthal, DeLong,</u>
		<u>O'Donnell, Schipske, Andrews,</u>
		<u>Reyes Uranga, Gabelich, Lerch.</u>

Noes:	Councilmembers:	<u>None.</u>
-------	-----------------	--------------

Absent:	Councilmembers:	<u>None.</u>
---------	-----------------	--------------

  
City Clerk

CERTIFIED AS A TRUE AND CORRECT COPY

  
CITY CLERK OF THE CITY OF LONG BEACH  
  
DATE: NOV 20 2007

HAM:R  
10/4/07  
#07-04864

**EXHIBIT "A"**  
**DESCRIPTION OF THE PUBLIC IMPROVEMENTS**

7269-017-009      --      Rudolph Tract



# Community Development

*Proactively facilitate economic, residential, and physical development and improve the quality of life for the Long Beach community*

## Lines of Business:

- Housing
- Economic Development
- Development Services
- Community Enhancement

## Key Initiatives:

- Housing Action Plan
- Jobs and Business Strategy
- Jobs Initiative
- Code Enforcement

7269 17  
SCALE 1" = 80'

2008

16TH ST.  
PALMER CT.

REVISE  
5-12-4  
9-27-6  
740131358  
891205802  
340225  
9604310023004-27  
570331  
310402  
2006/11/40200001-26  
2007-4092200904-26

LONG BEACH VILLA TRACT

M. B. 4-22

FOSTER TRACT

M. B. 6-100

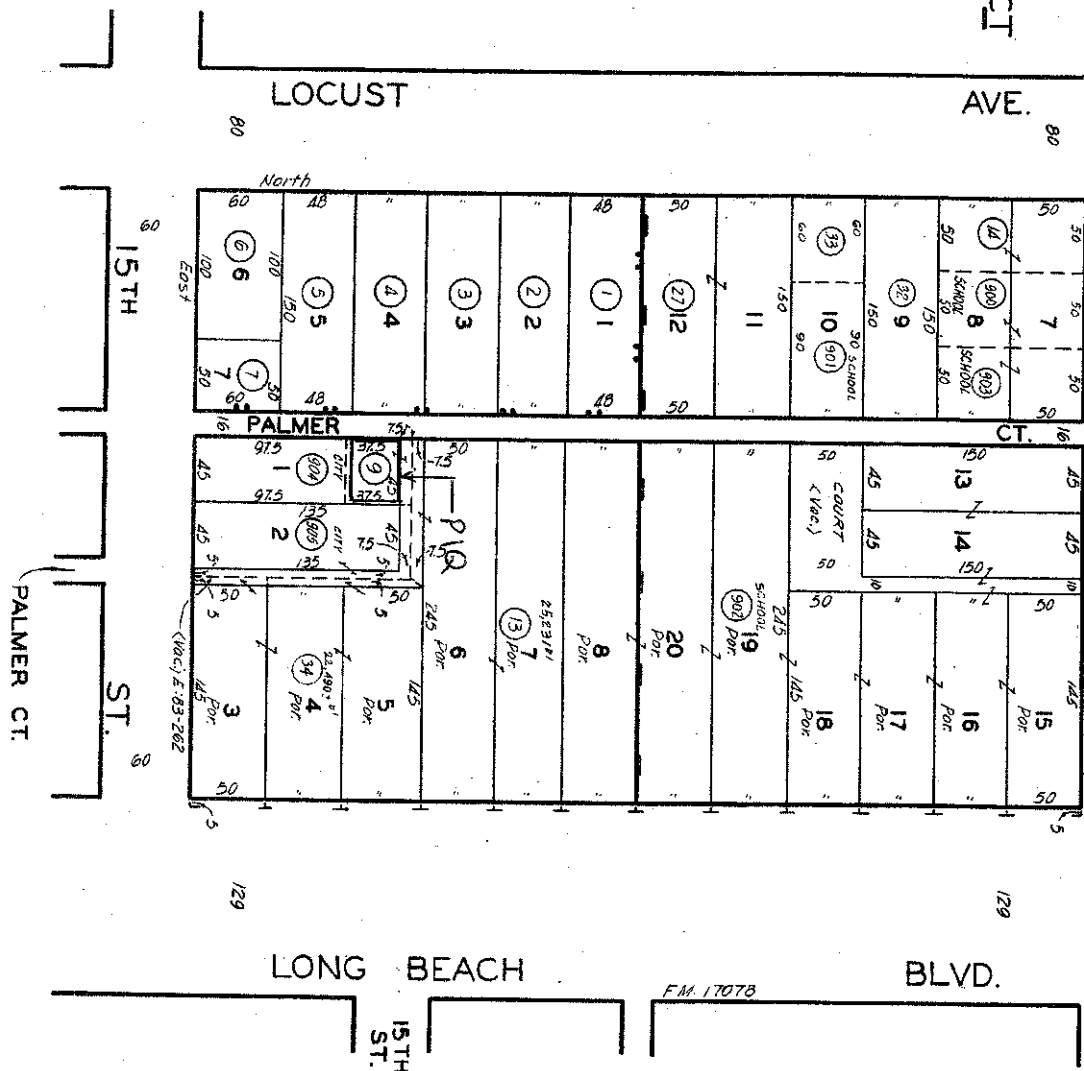
RUDOLPH TRACT

M. B. 6-23



CODE  
11934

FOR PREV. ASSMT. SEE: 833-13 & 16



**AGREEMENT TO PURCHASE  
LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY  
(Public/Taxing Agency)**

This Agreement is made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the Board of Supervisors of Los Angeles County, State of California, and the **CITY OF LONG BEACH** ("Purchaser"), pursuant to the provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.

The real property situated within said county, hereinafter set forth and described in Exhibit "A" attached hereto and made a part hereof, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provision of law.

It is mutually agreed as follows:

1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
2. That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within 14 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
3. *That the PURCHASER agrees that the real property be used for the public use specified on Exhibit "A" of this agreement.*
4. That if said PURCHASER is a **TAXING AGENCY**, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and Taxation Code.

APPROVED AS TO FORM:

RAYMOND G. FORTNER JR.  
County Counsel

By \_\_\_\_\_

Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

ZIP: ID: Chptr 8 Pubagency form  
Revised 6/24/03

AGREEMENT NUMBER 2582

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies.

ATTEST:  
CITY OF LONG BEACH

By [Signature]  
City Manager

(seal)

ATTEST:

Board of Supervisors  
Los Angeles County

APPROVED AS TO FORM

10/31, 2007  
ROBERT E. SHANNON, City Attorney

By [Signature]  
HEATHER A. MAHOOD  
ASSISTANT CITY ATTORNEY

By \_\_\_\_\_  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Chair of the Board of Supervisors

By \_\_\_\_\_  
Deputy  
(seal)

Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code the governing body of the City of N/A hereby agrees to the selling price as provided in this agreement.

ATTEST:

City of N/A

By \_\_\_\_\_  
Mayor

(seal)

This agreement was submitted to me before execution by the board of supervisors and I have compared the same with the records of Los Angeles County relating to the real property described therein.

[Signature]  
Los Angeles County Tax Collector

Pursuant to the provisions of Sections 3775 and 3795 of the Revenue and Taxation Code, the Controller agrees to the selling price hereinbefore set forth and approves the foregoing agreement this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_, STATE CONTROLLER

**SUPERVISORIAL DISTRICT 4**  
**AGREEMENT NUMBER 2582**

**EXHIBIT "A"**

<u>LOCATION</u>	<u>FIRST YEAR DELINQUENCY</u>	<u>DEFAULT NUMBER</u>	<u>PURCHASE PRICE</u>	<u>PURPOSE OF ACQUISITION</u>
CITY OF LONG BEACH	1989	7269-017-009	\$34,480.00*	DEVELOP AS AFFORDABLE HOUSING

**LEGAL  
DESCRIPTION**

RUDOLPH TRACT 1/2 VAC  
ALLEY ADJ ON N AND  
N 37.5 FT OF LOT 1

\*The purchase price quoted on this Exhibit "A" is a projection of the purchase price for a schedule of eight (8) months. If the agreement is completed in less time, then the purchase price will be decreased; however if the completion of the agreement is longer than this time, the price will increase accordingly.

**AGREEMENT TO PURCHASE  
LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY  
(Public/Taxing Agency)**

INTERIM

This Agreement is made this 8<sup>TH</sup> day of APRIL, 2008, by and between the Board of Supervisors of Los Angeles County, State of California, and the **CITY OF LONG BEACH** ("Purchaser"), pursuant to the provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.

The real property situated within said county, hereinafter set forth and described in Exhibit "A" attached hereto and made a part hereof, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provision of law.

It is mutually agreed as follows:

1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
2. That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within 14 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
3. *That the PURCHASER agrees that the real property be used for the public use specified on Exhibit "A" of this agreement.*
4. That if said PURCHASER is a **TAXING AGENCY**, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and Taxation Code.

APPROVED AS TO FORM:

RAYMOND G. FORTNER JR.  
County Counsel

By 

Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

ZIP: ID:Chptr 8 Pubagency form  
Revised 6/24/03

AGREEMENT NUMBER 2582

26

APR 08 2008

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies.

ATTEST:  
CITY OF LONG BEACH

By [Signature]  
City Manager

(seal)

ATTEST:

Board of Supervisors  
Los Angeles County

By Sachi A. Hamai  
Clerk of the Board of Supervisors

By [Signature]  
Chair of the Board of Supervisors  
I hereby certify that pursuant to  
Section 25103 of the Government Code,  
delivery of this document has been made.

By [Signature]  
Deputy  
(seal)



SACHI A. HAMAI  
Executive Officer  
Clerk of the Board of Supervisors

By [Signature] Deputy

Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code the governing body of the City of N/A hereby agrees to the selling price as provided in this agreement.

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

ATTEST:

City of N/A

26 APR 08 2008

(seal) Sachi A. Hamai  
SACHI A. HAMAI  
EXECUTIVE OFFICER

By \_\_\_\_\_  
Mayor

This agreement was submitted to me before execution by the board of supervisors and I have compared the same with the records of Los Angeles County relating to the real property described therein.

[Signature]  
Los Angeles County Tax Collector

Pursuant to the provisions of Sections 3775 and 3795 of the Revenue and Taxation Code, the Controller agrees to the selling price hereinbefore set forth and approves the foregoing agreement this 26 day of June, 2008.

By: Patricia L. Quinn STATE CONTROLLER  
PATRICIA L. QUINN, Chief  
Bureau of Tax Administration

AGREEMENT NUMBER 2582

26 of APR 08, 2008

APPROVED AS TO FORM  
10/31, 2007  
ROBERT E. SHANNON, City Attorney  
BY [Signature]  
HEATHER A. MAHOO  
ASSISTANT CITY ATTORNEY

76519

**SUPERVISORIAL DISTRICT 4**  
**AGREEMENT NUMBER 2582**

**EXHIBIT "A"**

<u>LOCATION</u>	<u>FIRST YEAR DELINQUENCY</u>	<u>DEFAULT NUMBER</u>	<u>PURCHASE PRICE</u>	<u>PURPOSE OF ACQUISITION</u>
CITY OF LONG BEACH	1989	7269-017-009	\$34,480.00*	DEVELOP AS AFFORDABLE HOUSING

**LEGAL  
DESCRIPTION**

RUDOLPH TRACT 1/2 VAC  
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\*The purchase price quoted on this Exhibit "A" is a projection of the purchase price for a schedule of eight (8) months. If the agreement is completed in less time, then the purchase price will be decreased; however if the completion of the agreement is longer than this time, the price will increase accordingly.

RECORDING REQUESTED BY  
COUNTY OF LOS ANGELES  
DEPARTMENT OF TREASURER  
AND TAX COLLECTOR

AND WHEN RECORDED MAIL TO:  
CITY OF LONG BEACH  
ATTN: MS. MARY FRANCES TORRES  
DEVELOPMENT PROJECT MANAGER  
333 W OCEAN BLVD  
LONG BEACH, CALIFORNIA 90802

**COPY** of Document Recorded

Has not  
Original  
process  
LOS AN

03/25/2009



\*20090430554\*

RDER

FREE RECORDING REQUESTED PURSUANT TO GOVT CODE 6103

Document Transfer Tax - computed on full value of property conveyed \$0.00  
City Transfer Tax \$0.00

*Stanley Pedine*  
Signature of Declarant

**TAX DEED TO PURCHASER OF TAX-DEFAULTED PROPERTY**

On which the legally levied taxes were a lien for FISCAL YEAR 1989-1990

and for nonpayment were duly declared to be in default. DEFAULT NUMBER 7269-017-009

This deed, between the Treasurer and Tax Collector of Los Angeles County ("SELLER") and

**CITY OF LONG BEACH** ("PURCHASER"), conveys to the PURCHASER the real property described herein which the SELLER sold to the PURCHASER BY AGREEMENT on **January 27, 2009** pursuant to a statutory power of sale in accordance with the provisions of Division 1, Part 6, Chapter 8, Revenue and Taxation Code, for the sum of **\$37,211.62**.

No taxing agency objected to the sale.

In accordance with the law, the SELLER hereby grants to the PURCHASER that real property situated in said county, State of California, last assessed to: **BANKERS FINANCIAL SVCS INTL INC ET AL**  
**CAAMANO, JUAN B & MARIA**

described as follows: **ASSESSOR'S PARCEL NUMBER: 7269-017-009**

**RUDOLPH TRACT 1/2 VAC ALLEY ADJ ON N AND  
N 37.5 FT OF LOT 1**

STATE OF CALIFORNIA  
County of Los Angeles }ss.

**MARK J. SALADINO**  
TREASURER AND TAX COLLECTOR  
of the County of Los Angeles  
State of California

EXECUTED ON March 24, 2009

By *[Signature]*  
Deputy Tax Collector

On **March 24, 2009** before me personally appeared **JOHN McKINNEY** who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity on behalf of which the person(s) acted, executed the instrument. I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Location: **City of Long Beach**

Sale No. **2007B No. 1784**

Agreement No. **2582**

**DEAN C. LOGAN**  
REGISTRAR-RECORDER/COUNTY CLERK  
of the County of Los Angeles  
State of California

By *Stanley Pedine*  
Deputy County Clerk

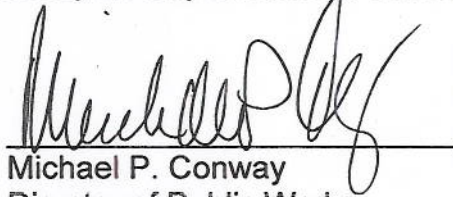


26 of APR 08, 2008

## CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by Tax Deed to Purchaser of Tax-Defaulted Property to the City of Long Beach, a municipal corporation, is hereby accepted pursuant to Resolution No. RES 08-0030, adopted on March 18, 2008 by the City Council of the City of Long Beach, and that the Purchaser consents to recordation thereof by its duly authorized officer.

Dated: 3/5/2009

  
\_\_\_\_\_  
Michael P. Conway  
Director of Public Works

APN: 7269-017-009

Address: No Situs Address

ADVANCE  
ADVERTISER PROOF

MARIBELLE DELEON

LACO DEPT OF TREASURER /  
TAX COLLECTOR-FISCAL SERVICES  
500 W TEMPLE ST ROOM 464  
LOS ANGELES CA 90012

CHAPTER 8 AGREEMENT  
AGREEMENT NO. 2582

HEARING/CLOSE/SALE DATE: 01/27/09

On the right is a printed copy of your LEGAL NOTICE as it is scheduled to appear in the PRESS TELEGRAM, a newspaper of general circulation in the City of Long Beach, the Judicial District of Long Beach, the County of Los Angeles, and the State of California, as adjudicated in Los Angeles Superior Court Case No. 370512. The notice has been scheduled for publication on the following date(s): Jan 6,13,20, 2009

Please check carefully to verify that the text of the notice, the publication date(s) and the newspaper selected are correct. In case of error immediately call (213) 346-0033.

Thank you for your business.

Cal-Net Legal Advertising  
P.O. Box 60859  
Los Angeles, Ca 90060

Phone: (213) 346-0033  
Fax: (213) 687-3886

Cust. Num.: 000992  
Cust. Ref. Num.: 2582

Control Num.: 811412



NOTICE OF AGREEMENT TO PURCHASE  
TAX-DEFAULTED PROPERTY FOR  
DELINQUENT TAXES

AGREEMENT NO. 2582

NOTICE IS HEREBY GIVEN, in accordance with the provisions of Division 1, Part 6, Chapter 8 of the California Revenue and Taxation Code (and the written authorization of the State Controller) that an agreement, a copy of which is on file in the office of the Board of Supervisors of Los Angeles County, has been made between said Board of Supervisors and the City of Long Beach approved by the State Controller, whereby Los Angeles County will sell to the City of Long Beach under the terms set forth in said agreement, the real property hereinafter described which is Subject to the Power of Sale by the Tax Collector.

That unless sooner redeemed, the undersigned Treasurer and Tax Collector pursuant to said agreement will not less than 21 days after the date of the first publication of this notice as required by law, sell said property to the City of Long Beach. If the property is sold, parties of interest, as defined in Section 4675 of the California Revenue and Taxation Code, have a right to file a claim with the county for any proceeds from the sale, which are in excess of the liens and costs required to be paid from the proceeds. If excess proceeds result from the sale, notice will be given to parties of interest, pursuant to law.

If redemption of the property is not made according to law before the property is sold, the right of redemption will cease. For information as to the amount necessary to redeem, apply to Mark J. Saladino, Los Angeles County Treasurer and Tax Collector, 225 North Hill Street, Los Angeles, California 90012. The real property covered by said Agreement is located in the County of Los Angeles, State of California, and is described as follows, to wit:

7269-017-009

ASSESSED TO: BANKERS FINANCIAL SVCS  
INTL INC ET AL  
CAAMANO, JUAN B AND MARIA

RUDOLPH TRACT 1/2 VAC ALLEY ADJ ON N AND  
N 37.5 FT OF LOT 1

DATED THIS 23RD DAY OF DECEMBER, 2008

MARK J. SALADINO, TREASURER AND TAX  
COLLECTOR

Press Telegram  
CN811412 2582 Jan 6,13,20, 2009

RECEIVED

DEC 30 2008

SECURED PROPERTY TAX DIVISION

INTERIM

**AGREEMENT NUMBER 2590**  
**CITY OF RANCHO PALOS VERDES**  
**FOURTH SUPERVISORIAL DISTRICT**

76520



CITY OF RANCHO PALOS VERDES

CITY MANAGER'S OFFICE  
ADMINISTRATION

June 21, 2007

Donna J. Doss  
Assistant Treasurer and Tax Collector  
Los Angeles County Treasurer and Tax Collector  
Kenneth Hahn Hall of Administration  
225 North Hill Street, Room 130  
Los Angeles, California 90051-0102

*Agreement # 2590  
DISTRICT # 4*

Subject: 2007B Tax Sale

Dear Ms. Doss:

At a regular meeting held on June 20, 2007, the City of Rancho Palos Verdes City Council authorized staff to pursue acquisition of the following tax defaulted property located within our jurisdiction through a Chapter 8 Agreement:

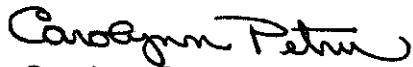
APN # 7566-016-013

The property is a vacant lot at the terminus of East Crest Road, adjacent to the federal radar dome facility at San Pedro Hill. The purpose of the acquisition of this parcel would be to develop it into a public trailhead park for the Upper Miraleste Canyon segment of the City's Palos Verdes Loop Trail. The Palos Verdes Loop Trail is a multi-use public trail corridor included in the City's Conceptual Trails Plan that, when fully realized, would provide a continuous public trail circumnavigating the Palos Verdes Peninsula.

As instructed, a copy of the City's Mission Statement is attached.

Please provide the City with the necessary agreements and instructions to purchase these properties. The City understands that the offer of sale is subject to change due to the redemption of the defaulted taxes or the initiation of a legal process, such as bankruptcy. If you have any questions, please feel free to call me at (310) 544-5203 or [Carolynn@rpv.com](mailto:Carolynn@rpv.com).

Sincerely,



Carolynn Petru  
Deputy City Manager

cc: Carolyn Lehr, City Manager

Attachment: City of Rancho Palos Verdes Mission Statement

**RECEIVED JUN 22 2007**



**Chapter 8 Agreement Number 2590**  
**List of Properties Being Requested for Purchase**  
**October 23, 2007**

1. Assessor's Identification Number: 7566-016-013  
3901 East Crest Road, Rancho Palos Verdes, California 90275

**Chapter 8 Agreement Number 2590**  
**Statement of Public Purpose and/or Intended Use of the Parcel**  
**October 23, 2007**

The purpose of the acquisition of the subject parcel is to develop it into a public trailhead park for the Upper Miraleste Canyon segment of the City's Palos Verdes Loop Trail. The Palos Verdes Loop Trail is a multi-use public trail corridor included in the City's conceptual Trails Plan that, when fully realized, would provide a continuous public trail circumnavigating the Palos Verdes Peninsula.

# Application to Purchase Tax-Defaulted Property from County

This application is to be completed by eligible purchasing entities to commence purchase of tax-defaulted property by agreement sale from the county under applicable provisions of the California Revenue and Taxation Code. Please complete the following sections and supply supporting documentation accordingly. Completion of this application does not guarantee purchase approval.

## **A. Purchaser Information**

1. Name of Organization: City of Rancho Palos Verdes
2. Corporate Structure – check the appropriate box below and provide corresponding information:
  - ☐ Nonprofit – provide Articles of Incorporation
  - ☒ Public Agency – provide mission statement (If redevelopment agency, also provide agency survey map)

## **B. Purchasing Information**

Determine which category the parcel falls under and then check the appropriate box as it relates to the purchasing entity's corporate structure and the intended use of the parcel:

Category A: Parcel is currently scheduled for a Chapter 7 tax sale

- ☐ No Purchase – State / county / taxing agency registering objection to preserve lien only
- ☐ Purchase by State / county / tax agency / revenue district / redevelopment agency / special district to preserve its lien
- ☐ Purchase by State / county / tax agency / revenue district / redevelopment agency / special district for public purpose
- ☐ Purchase by nonprofit for low-income housing or to preserve open space

Category B: Parcel is **not** currently scheduled for a Chapter 7 tax sale

- ☒ Purchase by State / county / taxing agency / revenue district / redevelopment agency / special district for public purpose
- ☐ Purchase by nonprofit to use parcel(s) for low-income housing or to preserve open space

## **C. Property Detail**

Provide the following information. If more space is needed for any of the criteria, consolidate the information into a separate "Exhibit" document and attach accordingly:

1. County where the parcel(s) is located: Los Angeles
2. List each parcel by Assessor's Parcel Number: 7566-016-013
3. State the purpose and intended use for each parcel: Develop into a public trailhead park for Upper Miraleste Canyon.

## **D. Acknowledgement Detail**

Provide the signature of the purchasing entity's authorized officer

[Signature]  
Authorized Signature

Mayor  
Title

10/16/2007  
Date

AGREEMENT # 2590

**MINUTES  
RANCHO PALOS VERDES CITY COUNCIL  
SPECIAL MEETING/REGULAR MEETING  
JUNE 19, 2007**

The Special Meeting was called to order at 6:36 P.M. by Mayor Long at Fred Hesse Community Park, 29301 Hawthorne Boulevard, notice having been given with affidavit thereto on file. The Mayor had previously called a Special Meeting so that items on the Regular Meeting agenda, other than Public Hearings, could be considered between 6:30-7:00 P.M. due to the large number of agenda items. The Regular Meeting followed immediately after the Special Meeting with no Public Hearings held until 7:00 P.M.

City Council roll call was answered as follows:

**PRESENT:** Clark\*, Gardiner, Stern, Wolowicz, and Mayor Long

**ABSENT:** None

\*Councilman Clark arrived at 6:45 P.M. and left the meeting at 12:18 A.M.

Also present were City Manager Carolyn Lehr, City Attorney Carol Lynch, Deputy City Manager Carolynn Petru, Director of Planning, Building & Code Enforcement Joel Rojas, Director of Public Works Jim Bell, Director of Finance/Information Technology Dennis McLean, Deputy Director of Finance/Information Technology Kathryn Downs, Deputy Planning Director Greg Pfof, Senior Engineer Ron Dragoo, Associate Planner Kit Fox and City Clerk Carla Morreale.

**FLAG SALUTE:**

The Flag Salute was led by Mayor Long.

**MAYOR'S ANNOUNCEMENTS:**

None.

**RECYCLE DRAWING:**

Mayor Long announced that the recyclers of the month from the June 5, 2007 Council meeting were Sue Reinhart and Maria Higgins. He indicated that all winners received a check for \$250 representing a year of free refuse service and he urged everyone to participate in the City's recycling program.

**APPROVAL OF AGENDA:**

Councilman Wolowicz asked that the part of Item 23 that relates to the budget be included with the other budget items.

Mayor Pro Tem Stern moved, seconded by Councilman Wolowicz, to approve the Agenda as amended with Item 22 presented in conjunction with Item 19, and Item 23 to be taken up immediately after Item 19. Hearing no objection, Mayor Long so ordered (absent Councilman Clark).

**PUBLIC COMMENTS:**

None.

**CITY MANAGER'S REPORT:**

Deputy Planning Director Pfof provided an update on the Trump National Clubhouse expansion.

Deputy City Manager Petru reported on efforts to coordinate a meeting between the Council subcommittee, Assemblywoman Karnette, Los Angeles Unified School District Board Members, and Palos Verdes Peninsula Unified School District Board Members regarding the School District boundary issues in the Eastview area.

Councilman Clark arrived at 6:45 P.M.

Councilman Gardiner indicated that he would be out of town on the proposed date for the joint meeting and the Council agreed that if the date could not be changed that Councilman Wolowicz could attend in his place.

**COUNCIL DISCUSSION OF FUTURE AGENDA ITEMS:**

Responding to Councilman Gardiner, City Manager Lehr reported that the Johnson matter at 58 Avenida Corona was to be agendized in the near future.

Responding to Councilman Wolowicz, City Manager Lehr indicated that an update regarding girls' softball fields at Upper Hesse Park were scheduled to be discussed at the second meeting in July.

**APPROVAL OF CONSENT CALENDAR:**

Mayor Long requested that Item 8 be removed from the Consent Calendar for separate consideration.

Councilman Wolowicz requested that Items 7 and 15 be discussed in conjunction with the budget item.

Councilman Gardiner requested that Item 11 be removed from the Consent Calendar for separate consideration and that Items 8 and 11 be considered immediately after the Consent Calendar.

Mayor Pro Tem Stern received clarification from Deputy City Manager Petru that five of the tax-defaulted lots referred to in Item 14 were fragments of private driveways or private roads on Surrey Lane, in the Portuguese Bend area, and on Via Campesina, which staff indicated there was no value in attempting to obtain them for public use.

Councilman Gardiner moved, seconded by Councilman Wolowicz, to approve the Consent Calendar with Items 7, 8, 11 and 15 removed for separate consideration.

A roll call vote reflected the following:

AYES: Clark, Gardiner, Stern\*, Wolowicz, and Mayor Long  
NOES: None  
ABSTAIN: None  
ABSENT: None

\*Mayor Pro Tem Stern abstained from the approval of the February 20, 2007 minutes due to his late arrival at that meeting.

### **EMERGENCY ROAD RECONSTRUCTION PROJECT (1204 X 1404)**

#### **Palos Verdes Drive South Landslide (East End) Road Reconstruction**

Reviewed and reconfirmed by a four/fifths (4/5) vote, the Council's previous action on June 5, 2007, authorizing staff to proceed with emergency repairs to the roadway along Palos Verdes Drive South within the Portuguese Bend Landslide.

### **OTHER CONSENT CALENDAR ITEMS:**

#### **Motion to Waive Full Reading**

Adopted a motion to waive reading in full of all ordinances presented at the meeting with consent of the waiver of reading deemed to be given by all Council Members after the reading of the title.

#### **Approval of the Minutes (301)**

Approved the Minutes of the February 20, 2007 Regular Meeting and March 6, 2007 Regular Meeting, with Mayor Pro Tem Stern abstaining from the approval of the February 20, 2007 Minutes.

#### **Adopt Resolution for Residential Street Overlay and Slurry Seal Project (Area 9) (1204 X1404)**

ADOPTED RESOLUTION NO. 2007-66, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2006-41, THE BUDGET APPROPRIATION FOR FISCAL YEAR 2006-2007, FOR A BUDGET

ADJUSTMENT OF \$75,000 TO THE CAPITAL IMPROVEMENT PROJECT (CIP) FUND AND THE GENERAL FUND.

**Revisions to the Fourth Amendment to the Operating Agreement between the City and the Palos Verdes Peninsula Land Conservancy (1203 X 1411)**

Authorized the Mayor to sign a revised, amended Operating Agreement with the Palos Verdes Peninsula Land Conservancy (PVPLC) to assign the habitat maintenance responsibility for the portions of the open space lots in the Oceanfront Estates community that are part of the Natural Communities Conservation Plan (NCCP) preserve to the PVPLC.

**Energy Efficient Lighting Retrofit Contract (1601)**

1) Approved the Specifications and Instructions for Energy Efficient Lighting Retrofit Services; 2) Awarded Construction Contract to Sylvania Lighting Services, Inc. in the amount of \$42,574 for the Energy Efficient Lighting Retrofit services and authorize an expenditure of up to \$8,500 for possible extra work; and, 3) Authorized the Mayor and City Clerk to execute the contract with Sylvania Lighting Services, Inc.

**Traffic Engineering Services Contract (1204 X 1502)**

This item was removed from the Consent Calendar for separate consideration.

**Case No. ZON2005-00536 (General Plan Amendment, Coastal Specific Plan Amendment, Zone Change, Vesting Tentative Tract Map No. 67532, Coastal Permit, Variance, Grading Permit [Lots 1, 2, 3, 4, and 5], Height Variation Application [Lots 3, 4, and 5], and Environmental Assessment) and ZON2006-00180 through 00182 (Height Variation for Lots 3 through 5); Property Owner: Dana Ireland; Site Address: West of Nantasket Drive, between Beachview Drive and Sea Cove Drive [APN:7573-014-013] (701 X 1203)**

This item was removed from the Consent Calendar for separate consideration.

**Contract for Building and Safety Services (201)**

Authorized the Mayor and City Clerk to execute a professional services agreement with Charles Abbott Associates Inc. to provide building inspection and plan check services to the City.

**Extension of View Restoration Mediator and Arborist Professional Services Contracts (1806)**

1) Authorized the Mayor and City Clerk to execute a professional services agreement with the View Restoration Arborist, Mr. David Hayes, for professional arboriculture services in an amount not to exceed \$2,000 annually for two (2) years; and, 2)

Authorized the renewal of the existing contract with the City's View Restoration Mediator, Ms. Coleen Berg, for an amount not to exceed \$40,000 annually for an additional two (2) years.

**Contract Renewal for Geotechnical Consulting Services (1203)**

This item was removed from the Consent Calendar for separate consideration.

**Extension of Contract Service Agreement for On-Call Biological Consulting Services (1203)**

Authorized the Mayor and City Clerk to execute an extension of the professional services agreement with David Magney Environmental Consulting to provide on-call biological consulting services on an as-needed basis to the City for an additional one-year period.

**City Maintenance Contract Extensions (1204 X 1405 X 1407 X 701)**

Approved a three-year extension on the contract for Sidewalk Grinding to Central Coast Surface Grinding, Inc. (CCSG). Approved one year extensions on the contracts for FY07-08 for the following companies: Republic Electric for signal maintenance, Hardy & Harper for roadway maintenance, TruGreen Landscape for roadside and park and trail maintenance, West Coast Arborist for tree maintenance, and Nationwide Environmental Services for street sweeping.

**Purchase of Tax Defaulted Property (950)**

Authorized the Mayor and City Clerk to sign an Agreement to Purchase Tax-Defaulted Property for a 0.17-acre vacant parcel located at the end of East Crest Road, adjacent to the Federal radar dome facility at San Pedro Hill.

**2.5% @ 55 Employee Retirement Formula Resolution of Intention (1202)**

This item was removed from the Consent Calendar for separate consideration.

**Register of Demands**

ADOPTED RESOLUTION NO. 2007-67, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING FUNDS FROM WHICH THE SAME ARE TO BE PAID.

# # # # #

**Items Removed from the Consent Calendar:**

**Case No. ZON2005-00536 (General Plan Amendment, Coastal Specific Plan Amendment, Zone Change, Vesting Tentative Tract Map No. 67532, Coastal**

**Permit, Variance, Grading Permit [Lots 1, 2, 3, 4, and 5], Height Variation Application [Lots 3, 4, and 5], and Environmental Assessment) and ZON2006-00180 through 00182 (Height Variation for Lots 3 through 5); Property Owner: Dana Ireland; Site Address: West of Nantasket Drive, between Beachview Drive and Sea Cove Drive [APN:7573-014-013] (701 x 1203)**

Mayor Long inquired if it was necessary to have a full denial of this project with the applicant returning to the Planning Commission for consideration. He noted it was his recollection that the Council did not intend for the applicant to start over again but rather to have the Planning Commission take another look at the existing application and changes the applicant might be willing to make.

Councilman Clark reported that he had previously abstained from the item and recused himself from Council Chambers.

City Attorney Lynch reported that staff had struggled with inconsistent Council direction but had concluded that Council granted the applicant the option to pursue the project under the existing Commercial Recreation designation with the possibility of a Bed and Breakfast component or similar establishment. She stated that staff's understanding was that the Council denied the application of the change of zoning to RS-4 because they felt it was too dense, but decided that RS-2 or RS-3 zoning was appropriate. She added that the resolution could be amended if staff's understanding did not reflect Council's intent.

Councilman Gardiner indicated that it was not his intent that the applicant should have to start over and pay the fees again.

Planning Director Rojas clarified that the review process would be essentially the same whether the project was remanded back to the Planning Commission or denied, except for the payment of new fees.

City Attorney Lynch suggested Council deny the project without prejudice as RS-4 zoning would be allowed with a smaller scale project.

Members of the Council indicated that their issue with the project was density and Mayor Pro Tem Stern asked that staff, in that context, suggest how to fold in a quasi-neighborhood compatibility analysis.

Planning Director Rojas pointed out that to perform a neighborhood compatibility analysis that involves properties in different zoning districts would require an amendment to the City's neighborhood compatibility guidelines.

City Attorney Lynch clarified that if the applicant made the project less dense it would match the current policies and guidelines.

Mayor Long moved, seconded by Councilman Gardiner, to deny the project without prejudice and remand it back to the Planning Commission with the stipulation that the applicant would not be required to pay additional fees and that he attempt to design a project that would address the concerns of the Council.

Without objection, Mayor Long so ordered.

Councilman Clark returned to Council Chambers after discussion of this item.

### **Contract Renewal for Geotechnical Consulting Services (1203)**

Councilman Gardiner noted that it had been ten years since the City had sent out a bid for the contract for geotechnical consulting services. He stated he was not happy with the current service or the presentation made at the Landslide Moratorium workshop.

Staff and Council discussed the contract renewal. Director Rojas explained that Zeiser Kling had presented a short report at the workshop at staff's direction and explained that the technical difficulties experienced there were not the fault of Zeiser Kling. He reported that City staff has worked with Zeiser Kling for many years and they are pleased with the day-to-day work product of the firm. He indicated that Zeiser Kling staff is very knowledgeable of the City's requirements and has, over the years, made procedural changes to facilitate processes for residents.

Mayor Long stated that he favored renewal of the contract with Zeiser Kling as he indicated there was value in the knowledge the firm had regarding the issues of the area and value to continuity. He reported that he was pleased with the independent advice of Zeiser Kling even in the face of concerns of the community, noting that every geologist at the workshop reaffirmed the City Geologist's opinion despite much pressure from community members. He noted that changing consultants would send a message that the City wanted to hear only what they wanted to hear, rather than the best professional advice.

Councilman Gardiner stated that he disagreed that changing consultants would send such a message and indicated that he wanted clear, science-based information from the geologists.

Responding to Mayor Pro Tem Stern, City Attorney Lynch explained that Mr. McLarty and Mr. Tofani, both experts in the Monks' case, were not at the Landslide Moratorium workshop since the City wanted to insure that their independence was not compromised.

Councilman Wolowicz acknowledged that reliability on a day-to-day basis was important. He indicated he was not satisfied with the presentation at the workshop and pointed out the necessity of a succinct presentation that was understandable to the community. He agreed that an RFP should be sent out, so that residents realize the City is not complacent.

Mayor Pro Tem Stern moved, seconded by Mayor Long, to approve the staff recommendation.

Councilman Wolowicz moved to amend the motion to ensure that the contract went out for RFP by June 30, 2009.

Councilman Clark pointed out that it was not fair to promise something for future Councils.

Councilman Wolowicz withdrew the amendment.

Mayor Pro Tem Stern moved, seconded by Mayor Long, to authorize the Mayor and City Clerk to execute the proposed agreement with Zeiser Kling Consultants, Inc. to provide geology and geotechnical engineering consulting services on an as-needed basis to the City for an additional two years.

The motion passed on the following roll call vote:

AYES: Clark, Stern, Wolowicz, and Mayor Long  
NOES: Gardiner  
ABSTAIN: None  
ABSENT: None

#### **PUBLIC HEARINGS:**

##### **Amendment to Revision "BB" to the Trump National Golf Course (1411)**

City Clerk Morreale reported that notice of the public hearing was duly published and no written protests were received and there were no requests to speak on the item.

Mayor Long opened the public hearing.

Responding to Mayor Pro Tem Stern, Deputy Planning Director Pfof explained that the developer had planted trees along the western side of the driving range which violated the conditions of the project. He indicated that the developer must either remove the trees or amend the conditions of the project.

Councilman Gardiner stated that the trees should be removed immediately as they were blocking the ocean views of several of the residences in the area.

Deputy Planning Director Pfof reported that the request for a permit for the trees as well as the flagpole would be considered at the July 17, 2007 City Council meeting.

Councilman Wolowicz requested that the developer be present at that meeting.

Council Members expressed concern regarding the developer's trend of asking for approval of projects after-the-fact and Mayor Pro Tem Stern suggested that the developer have the trees removed by the July 17, 2007 City Council meeting.

Mayor Pro Tem Stern moved, seconded by Councilman Clark, to continue the public hearing to the July 17, 2007 City Council meeting.

Without objection, Mayor Long so ordered.

**Code Amendment (Case No. ZON2006-00082): An Amendment to Title 17 (Zoning) to Preserve Opportunities for Future Horsekeeping in the City's Equestrian Overlay (Q) Districts) [Continued from May 1, 2007] (1801 x 1808)**

City Clerk Morreale reported that the public hearing was continued from May 1, 2007, late correspondence was distributed prior to the meeting, written protests were included with the staff report, and there were ten requests to speak on the item.

Responding to Councilman Gardiner, City Attorney Lynch advised that Mayor Pro Tem Stern and Councilman Gardiner should recuse themselves from the discussion of this item and leave the dais, and they did so.

Associate Planner Fox provided a summary staff report.

Warren Sweetnam, Rancho Palos Verdes, stated that he believed the current system worked well, but if changes had to be made he indicated the current Planning Commission proposal was reasonable, and he did not want to see mandatory restrictions as he felt they would decrease property values.

Ray VanDinther, Rancho Palos Verdes, expressed support for the staff recommendation noting that there was an advantage to preserving horsekeeping in Rancho Palos Verdes and maintaining a semi-rural lifestyle in an area totally overtaken by concrete and bricks. She stated she was disturbed by the use of the word "mandatory" by a small group of people to make residents think they had to keep a horse.

Mark Jacobowitz, Palos Verdes Peninsula Horsemen's Association, representing 500 members including many Rancho Palos Verdes residents, reported that they supported the amendment as they believed a mandatory restriction was necessary. He pointed out that the area was being eroded each time a property was built in a manner that made the property incompatible for equestrian purposes, and over time horses would not be allowed in the area.

Bonnie Fine, speaking on the behalf of the Smith Family Trust, stated that she did not support mandatory provisions. She indicated support of voluntary provisions noting that improvements and better access to trails would add to horsekeeping in the area and stables were more user friendly than keeping horses on residential property. She

explained that residents should be able to develop property as they wish and reported that the Planning Commission concluded there was no evidence that horsekeeping had been lost in the area.

Responding to Mayor Long, Ms. Fine indicated that she was not aware of plans to subdivide the Smith Family Trust property and noted that it would depend on who was building as to whether the property would be kept for horsekeeping.

Anna Chu, Rancho Palos Verdes, supported the staff recommendation for controlling overdevelopment of the equestrian overlay district as she saw a need to maintain the small pocket as an equestrian zone of the City of Rancho Palos Verdes.

Michael VanHillat, Rancho Palos Verdes, noted he did not want to see a mandatory restriction imposed in the equestrian zone and suggested that the Planning Commission make decisions on an individual project basis. He questioned the logic of having those Council Members who live in the area having to recuse themselves.

Doug Maupin, Rancho Palos Verdes, indicated that the Equestrian Committee came up with good solutions regarding the importance of eliminating the 35 foot setback on equestrian properties, which allowed more useable space on lots and encouraged horsekeeping. He stated that there were many opportunities for horsekeeping without making it mandatory.

Gordon Leon, Rancho Palos Verdes, indicated that the proposed modification to the setback requirements of 35 feet would be a tremendous help for maintaining horsekeeping in the equestrian district; and reported that the Equestrian Committee had been actively working on the trails to provide an effective network of trails to support the equestrians in the area.

Richard Bara, Rancho Palos Verdes, clarified that the original proposed Code Amendment language would only affect projects of new construction, reconstruction, tear downs, rebuilds, and major reconstructions; but opposition letters and petitions implied that every property would be affected. He indicated that many requirements were gradually compromised out and staff was recommending consideration of only new subdivisions, which equated to approximately 209 properties being affected. He explained that there had been much discussion regarding how many horses were currently in the area. He stated the issue was not how many horses were now present, but instead, how many there were 10 years ago and how many there would be in the future.

Madeline Ryan, Rancho Palos Verdes, inquired whether the Council wanted horses in the City of Rancho Palos Verdes or not, and noted that the only way to ensure the continuance of the equestrian "Q" zone was through restrictive measures. She reported that four properties in the last three years engaged in lot line adjustments, which resulted in the loss of zoning for the keeping of horses for those properties. She suggested that homeowners who want to use every inch of their buildable space should

be required to apply for a variance to be heard before the Planning Commission so that the City can measure what it is losing. She pointed out that the City did not keep records specific to equestrian areas lost, but stated it was important to preserve the equestrian "Q" zone as the forefathers had intended, by adopting more stringent codes.

Kay Bara, Rancho Palos Verdes, stated that she hoped the Council would work towards the adoption of more firm restrictions in the future noting that square footage restrictions have been used effectively by other cities. She commented that much money and effort was being put into the open space preserve, but soon there would be no horses on the trails.

Michael Cotter, Rancho Palos Verdes, President of the Road Association, noted that most people were not happy about restrictions being placed on their properties in order to accommodate horses and expressed concern about the homeowners with small houses who would not be able to increase the square footage of their homes.

Lynne Amano, Rancho Palos Verdes, expressed hope that the Council would preserve the horsekeeping areas of the City.

Dave Wall, Rancho Palos Verdes, pointed out that the proposed legislation did not address the topography of the lots and he saw that as a serious defect. He objected to the proposal and cited safety issues created by pedestrians, cyclists, and horses on Palos Verdes Drive East.

Mayor Long closed the public hearing.

Councilman Clark moved, seconded by Mayor Long, to approve the staff recommendation.

Councilman Wolowicz commented that slightly misleading phrases had created misunderstanding in the community. He noted that he did not support changing the rules for property owners after-the-fact, but did support the concept of incentives and hoped the new regulations would give people incentives to follow the rules. He indicated that the legislation would resolve the issue and noted that the City had made a commitment to open space and had provided opportunities for horses.

Councilman Clark stated that the proposal before Council made sense and that the time and effort of the community, the Equestrian Committee, the Planning Commission and staff had paid off with the proposal of a voluntary and incentive driven approach to address the issue. He commented that only time would tell as to whether the community wanted an equestrian "Q" zone or not and suggested amending the motion to add a sunset of five years on the Code change so Council could review the matter to see what impact it has had on the community at that time.

Mayor Long supported the motion and wanted mandatory language included for lots to be subdivided. He noted that he believed incentives would not work in the long run nor

did he believe that zoning regulations should be voluntary. He cautioned against letting people build to the maximum possible on their lots, citing Manhattan Beach as a negative example of such building, and pointed out that other areas like Palos Verdes Estates had (Floor Area Ratios) FARs in order to limit development. He noted that some people in the community wanted to preserve open space, which includes the open space around their homes, and expressed concern that the line would become blurred over time and that restrictions should not be limited to the "Q" district.

Councilman Clark stated that a Council subcommittee was established to deal with neighborhood compatibility to eliminate the unintended consequences of gradual overdevelopment by analyzing the impact on neighborhoods and residents. He noted that a maximum square footage provision was removed because it was inequitable to residents. He stated that the proposal was a reasonable approach to amend the current Code in the equestrian district and to give incentives to promote the retention of equestrian use and horsekeeping, but it was not mandated, which was an aspect many residents opposed.

Mayor Long clarified that the previous square footage limitation was not dependent on the size of the lot which was the aspect that made it inequitable and observed that Palos Verdes Estates had a FAR limit. He supported the motion though he believed it to be ineffective as it would not succeed in preserving open space because a FAR had not also been created.

City Attorney Lynch noted that since a mandatory component was being added to the language that was not in the proposed ordinance, the item should be continued so that particular language could be added.

Mayor Long moved to amend the motion to add the language under Other Possible Suggested Language section.

The amendment died for lack of a second.

Councilman Clark moved, seconded by Mayor Long, to amend the motion adding the provision of a sunset in five years to reflect on the impact of the Code amendment to the community.

The motion failed on the following roll call vote:

AYES: Clark and Mayor Long  
NOES: Wolowicz

Councilman Clark moved, seconded by Mayor Long, to INTRODUCE ORDINANCE NO. 460, AS AMENDED, AN ORDINANCE OF THE CITY OF RANCHO PALOS VERDES AMENDING CHAPTER 17.46 OF TITLE 17 OF THE CITY'S MUNICIPAL CODE (CASE NO. ZON2006-00082) TO ESTABLISH REGULATIONS FOR THE PRESERVATION OF FUTURE HORSEKEEPING OPPORTUNITIES IN THE CITY'S EQUESTRIAN

OVERLAY (Q) DISTRICTS, thereby adopting Addendum No. 16 to Environmental Assessment/Negative Declaration (EA/ND) No. 694 and approving the Planning Commission's recommended 'Q' District Code Amendment (Case No. ZON2006-00082).

City Attorney Lynch suggested a minor edit to the ordinance, on Circle Page 6, so that it read " ... the following incentives shall be offered to encourage compliance with ..." which was accepted by the maker of the motion.

A roll call vote reflected the following:

AYES: Clark, Wolowicz, and Mayor Long  
NOES: None

### **Recess and Reconvene**

Mayor Long called a brief recess from 8:43 P.M. to 8:57 P.M.

Councilman Gardiner and Mayor Pro Tem Stern returned to Council Chambers.

Councilman Wolowicz clarified that all the budget issues would be discussed simultaneously to be immediately followed by discussion of the item regarding Channel 33.

### **Adoption of the City Budget and Employee Salary Ranges for Fiscal Year 2007-2008 (602 X 1202)**

City Manager Lehr provided a summary staff report.

Deputy Finance Director Downs provided a presentation on the Five-Year Model.

Responding to Mayor Long, Public Works Director Bell explained that the proposed funding plan for the paving maintenance of arterial roads was to move from 0 to 9%, which maintains the average standard range.

Responding to Mayor Pro Tem Stern, Finance Director McLean reported that the growth of property tax revenue has been reduced from 6% beyond 2007-2008, but that the County of Los Angeles had provided information reflecting an expectation of growth of property tax revenue during the 2007-2008.

Mayor Pro Tem Stern commented that the City of Rancho Palos Verdes was not like the rest of the Los Angeles County and did not have the same amount of [property] turnover as the County.

Councilman Wolowicz received clarification that numbers in the two-year budget document and the five-year model were basically the same with a \$15,000 difference.

He observed that significant assumptions were included and the ripple effect would be enormous.

Responding to Mayor Long, Public Works Director Bell stated that the Council had been provided a plan to keep the roads intact and explained that staff had also considered a plan to bring the roads up to optimal condition in six years which would require additional funding of \$350,000 annually.

Finance Director McLean reported on pending legislative actions that could include transportation funds, some of which could be allocated to Rancho Palos Verdes, and might enable a reassessment in the near future by Public Works staff.

Mayor Pro Tem Stern indicated that residents expected good quality roads and he questioned why staff did not recommend something as part of this budget and in the Five-Year Model that allocated \$2 million towards road maintenance.

Public Works Director Bell explained pavement indexes, noted that the standard could be changed in the future, and commented that he supported pursuing external funding for paving and road maintenance.

Councilman Gardiner and Mayor Long discussed methods to determine whether the City would be in a better position to pay now or pay later.

Staff and the Council discussed whether appeals were cost recoverable and Finance Director McLean reported that a Cost Fee Study conducted about three years ago showed a rate of recovery of about 30% of the City costs. He estimated that the City had increased the cost recovery of appeal costs up to approximately 10-15%.

City Attorney Lynch explained that the City was allowed to recover out of pocket expenditures.

Councilman Gardiner received clarification about hours allocated to the Finance Advisory Committee; ongoing and one-time expenses; transient expenses; and assurance that there was not double counting on the General Plan Update which would probably end within the next three years.

Responding to Mayor Long as to the annual savings of reduced overtime, Deputy Finance Director Downs explained that quite a bit of overtime was not being claimed and most overtime was not paid, but was instead being taken in compensation hours. She indicated that the 2007-2008 Budget did not include a large decrease in the amount of overtime compared to previous budgets and noted that much overtime was claimed by exempt employees.

Mayor Pro Tem Stern was troubled by the observation of the underreporting of actual overtime work.

Councilman Wolowicz expressed concern with the decrease to the budget for street repairs.

Deputy Finance Director Downs explained that the 2006-2007 budget of \$5 million for pavement included carryovers from previous years.

Public Works Director Bell explained that in the past there had been some missed years on paving and the arterials were not maintained properly, but that the model had been adjusted to provide for more of a long term present value projection for residential roadways. He summarized some of the history of the arterial maintenance and suggested that there could be other methods and funds available to bring the arterial standards up to a higher level.

Councilman Wolowicz commented on the uncertainty of the City receiving funding from the State. He posed several questions to Deputy Finance Director Downs who explained that Sheriff figures in the Five Year Model were based on 5% increases and that the 2007-2008 budget would get them to full costs for the newly added traffic enforcement deputies. She indicated that expenditures were not separated out in the Five-Year Model, but they had a blending assumption. She explained that non-employee expenditures were anticipated to increase at a rate of 3% each year with 3.25% applied to all expenditures to allow for a higher rate of increase for personnel costs; the City Attorney reduction was due to a decrease in lawsuits; and increases to employee benefits included the enhanced pension benefits formula, the additional employees, and the 7% merit pool for 2007-2008.

Mayor Long requested the staff reports be presented for the next two items, the Traffic Engineering Services Contract and the 2.5% @ 55 Employee Retirement Formula Resolution of Intention, that are being considered in conjunction with the Adoption of the City Budget & Employee Salary Ranges for Fiscal Year 2007-2008 and the 2007 Five-Year Financial Model.

#### **Traffic Engineering Services Contract (1204 X1502)**

Public Works Director Bell provided a brief summary staff report.

Responding to Councilman Wolowicz, Public Works Director Bell explained that the budget proposal included only base costs for traffic engineering services.

Mayor Pro Tem Stern received clarification that staff had been reactive in terms of the utilization of the traffic engineer and that there was not an overall proactive game plan to identify problems and solve them before they occurred.

Public Works Director Bell reported that due to community pressure, there had been more concentration on neighborhood quality improvement objectives and projects, which displaced proactive work on safety issues and the opportunity to spend time in

the pursuit of grants. He suggested that staff could return with a menu of future objectives to see what components the Council was interested in.

Mayor Long suggested the possibility of the Traffic Safety Commission reviewing methods to systemically improve safety on Palos Verdes Drive East. He received clarification that such a component was not currently included in the budget.

Public Works Director Bell emphasized the importance of examining the safety issues and objectives related to Palos Verdes Drive East and formulating a plan of action. He pointed out that working with the community on design efforts clearly required extra funding. He estimated that a more detailed initial investigation of safety issues would cost about \$15,000 and that more work was needed to present a better overall design package to the City Council, but indicated that it was reasonable to adopt the budget with staff working on a plan as to the best methods to move forward.

Deputy Finance Director Downs explained that money had been allocated in the Fiscal Year 2007-2008 Budget to accomplish the objectives but staff had not yet determined whether they would prefer to hire a full time associate engineer to cover traffic safety issues or use contract services to achieve that goal.

Councilman Wolowicz received clarification that the money was allocated in the budget for either a full-time position or a consultant, but not both, and any necessary budget adjustment could be requested.

#### **2.5% @ 55 Employee Retirement Formula Resolution of Intention (1202)**

Deputy City Manager Petru provided a brief staff report.

Responding to Councilman Gardiner, Finance Director McLean indicated that moving from a 2% at 55 retirement formula to a 2.5% at 55 retirement formula would increase the City's costs and add a future obligation.

Responding to Councilman Gardiner, Deputy City Manager Petru indicated that the Present Value of Benefits totaling \$962,677 would accrue to the existing employees and the Accrued Liability of \$449,700 applies to the City and the Plan.

Staff and the Council discussed amortization, surpluses in the employee benefits fund, Council restricted funds, General Fund coverage of the side fund liability requirement shortfall, and liability vs. cash flow.

#### **Recess and Reconvene**

Mayor Long called a brief recess from 10:19 P.M. to 10:27 P.M.

Mayor Long opened the public hearing for Item 19 regarding the adoption of the City Budget and Employee Salary Ranges for FY07-08.

There were no public speakers.

Mayor Long closed the public hearing.

Mayor Long explained that the staff reports were complete for Items 19, 22, 7, and 15 and asked Council's preference for the manner in which to proceed, noting that Item 7, the Traffic Engineering Services Contract, and Item 15, the 2.5% at 55 Employee Retirement Formula Resolution of Intention, were specific and suggested that action be taken on those items first.

Mayor Pro Tem Stern moved, seconded by Councilman Gardiner, to award and authorize the Mayor to execute the Traffic Engineering Services Contract for the City of Rancho Palos Verdes, in the amount not to exceed \$46,900 with Priority Engineering Inc.

The motion passed on the following roll call vote:

AYES:	Clark, Gardiner, Stern, Wolowicz, and Mayor Long
NOES:	None
ABSTAIN:	None
ABSENT:	None

Mayor Pro Tem Stern moved, seconded by Councilman Clark, to approve the staff recommendation on the 2.5% at 55 Employee Retirement Formula Resolution of Intention.

Councilman Wolowicz proposed a substitute motion, seconded by Councilman Gardiner, for a 2% at 55 Employee Retirement Formula.

Councilman Wolowicz expressed concern with continued increases in defined benefit costs to the City and stated that he believed the City should hold the line on the increase of pension costs.

Deputy City Manager Petru explained that the City's current retirement formula was 2% at 55.

Council Wolowicz confirmed that he sought to keep the benefit formula at its present rate.

Mayor Pro Tem Stern stated that he believed the change to the City's retirement plan to be appropriate and while he recognized that it would cost the City money, he indicated it would be a bad move to change course after the Council had preliminarily approved it.

Councilman Clark indicated that according to Tierra West's Retirement Benefit Survey, adopting a 2.5% at 55 Employee Retirement Formula would elevate the City's ranking

from near last to near the midrange compared to 21 other southern California cities surveyed, and he believed staff deserved the modification to retirement benefits.

Mayor Long expressed frustration with the State's policy direction and noted that without the increase in retirement benefits the City ran the risk of increased staff turnover, which was expensive and disruptive.

Staff and the Council discussed the proposal to provide employees with post retirement health care accounts, the City's ranking compared to other cities in terms of its benefits package, and the Public Agency Retirement System (PARS).

The substitute motion failed on the following roll call vote:

AYES: Gardiner and Wolowicz  
NOES: Clark, Stern, and Mayor Long

A roll call vote on the main motion to ADOPT RESOLUTION NO. 2007-68; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ADOPTING A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO THE CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEE'S RETIREMENT SYSTEM AND THE CITY OF RANCHO PALOS VERDES FOR THE 2.5% @ 55 RETIREMENT BENEFIT FORMULA passed on the following roll call vote:

AYES: Clark, Stern, and Mayor Long  
NOES: Gardiner and Wolowicz

Mayor Pro Tem Stern suggested that Item 22, the 2007 Five-Year Financial Model be considered next.

### **2007 Five-Year Financial Model (602)**

Mayor Pro Tem Stern moved, seconded by Councilman Clark, to approve the staff recommendation to 1) Receive and file the 2007 Five-Year Financial Model; 2) Based on the needs of the City and the analysis of revenues derived from the Utility Users Tax required by Municipal Code Section 3.30.190 annually, determine that the current Utility Users Tax rate of 3% continues to be a necessary General Fund revenue source and the current rate of 3% should be maintained; and 3) Based on the needs of the City and the analysis of revenues derived from the Golf Tax required by Municipal Code Section 3.40.140 every four years, determine that the current Golf Tax rate of 10% continues to be a necessary General Fund revenue source and the current rate of 10% should be maintained; and, 4) ADOPT RESOLUTION NO. 2007-69, A RESOLUTION OF THE COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AMENDING RESOLUTION NO. 2006-41, THE BUDGET APPROPRIATION FOR FY06-07, TO INCREASE THE GENERAL FUND REVENUE BUDGET OF THE CITY by a total of \$350,000 (\$150,000 for Property Tax and \$200,000 for Property Tax In-Lieu of VLF Revenues).

Responding to Councilman Gardiner, Finance Director McLean explained that the City had prepared the Five-Year Model for approximately the last seven years. He indicated that a trend analysis had been prepared for revenue budgeting accuracy, but not for expenditures, and that the trend analysis was present in the Budget document.

Councilman Gardiner clarified that the Five-Year Model deals with parameters, constants, and a model, but was not an actual budget.

The motion passed on the following roll call vote:

AYES: Clark, Gardiner, Stern, Wolowicz, and Mayor Long  
NOES: None

Mayor Pro Tem Stern moved, seconded by Councilman Clark, to adopt the FY07-08 City Budget as presented. (This motion was not voted on, but was restated later in the meeting.)

Councilman Wolowicz expressed concern about employee positions being added. He stated that he understood the three positions of Deputy Director of Public Works, Associate Engineer in Public Works, and Senior Information Technician in Finance were upgrades, not new positions. He explained that he understood the new positions to be the following: Senior Administrative Analyst in the City Manager's Office, Senior Accountant in Finance/ Information Technology Department, Senior Administrative Analyst in Public Works, and Open Space & Trails Manager in the Planning, Building, and Code Enforcement Department. He inquired if there were alternatives to the new positions, in terms of contract employees now filling the positions.

Deputy Finance Director Downs explained that the Traffic Engineering position was one of the upgrades in the budget, and confirmed that the three position upgrades and the new positions, as reiterated by Councilman Wolowicz, were included in the proposed budget.

Councilman Gardiner questioned whether it was possible to save money by reordering priorities; disagreed with hiring four people before the management audit was conducted to determine if additional staff was necessary; pointed out that the City asked residents to pay a Storm Drain User Fee for the repair of deteriorating storm drains, but could find funds to hire four staff members; opined that money could be saved by sending Information Technology (IT) out to bid; and requested that the IT portion of the budget be voted on separately.

Councilman Gardiner proposed an amendment to the motion, seconded by Councilman Wolowicz, to vote on the IT portion of the budget separately.

Councilman Gardiner pointed out that the price of computers had dropped, but the IT budget had steadily increased noting that IT had not been out to bid since 1998 or 1999.

He added that he understood that Channel 33 was supposed to be self-sustaining and was opposed to any subsidy for Channel 33.

Mayor Pro Tem Stern indicated that additional staffing was necessary and without appropriate staffing, the City Manager would not be able to implement the policies the Council had worked hard to establish.

Councilman Clark expressed concern with staff burnout noting that the new City Manager had evaluated the workload of each department and her assessment was that City Hall was understaffed.

Mayor Long observed that in the past the Council had expressed concern with contracting out tasks they believed the City should have the ability to handle. He commented that the Council required a great deal of staff time and while increased staffing could be deferred, it should be noted that staffing needs had been put off for a number of years. He pointed out that the City had been unable to take on an accelerated program to repair storm drains because they did not have the staff to manage the program and discussed the issue of the user fee and utility tax. He pointed out that much of the City's exempt staff was working excessive overtime hours which could result in burnout and noted that City staffing should be effective and efficient so that employees are able to provide quality service.

Councilman Wolowicz stated that he supported the Senior Administrative Analyst position for Public Works, but did not support the other positions at this time due to decisions that might need to be made in the November General Municipal Election.

Councilman Wolowicz proposed a second amendment to the motion, seconded by Mayor Long, to defer all new staff positions except for Senior Administrative Analyst for Public Works.

City Attorney Lynch suggested that Council vote on the first amendment to the motion that was on the floor, and then move on to the second amendment.

Mayor Long inquired if Council needed further discussion on the first amendment to the motion, which was to vote on the IT portion of the budget separately.

Responding to Councilman Wolowicz, City Manager Lehr reported that \$100,000 had been set aside for the organization-wide management audit, and it was her intention to provide a review of the City's IT services as a part of that audit.

Council and staff discussed the IT review and Finance Director McLean indicated that it was his understanding that the IT review would be the very first step of the management audit.

The first amendment to the motion to vote on the IT portion of the budget separately failed on the following roll call vote:

AYES: Gardiner and Wolowicz  
NOES: Clark, Stern, and Mayor Long

Mayor Long clarified in seconding the motion to the second amendment made by Councilman Wolowicz, that the motion was to defer three of the proposed staff positions, other than the Senior Administrative Analyst, until December or until such time as the management audit was complete.

City Manager Lehr requested that if the second amendment passed, staff be given direction to return with a list of tasks to be deferred.

Mayor Long indicated that he believed the positions were needed, but acknowledged that the management audit could prove him wrong and was willing to look at that. He commented that Council agreed that Public Works staff should be augmented immediately, but noted that if voters rejected the User Fee, the City would be faced with cutting staff positions.

Mayor Pro Tem Stern stated that the priorities established by Council were appropriate to address the needs and desires of the community. He stated he was optimistic that staff could take advantage of efficiencies, but noted that the audit had not even begun and the results would not be available for at least 12 months. He indicated that he did not want projects and priorities placed on hold and given the backlog of the work he opined it was better to move forward and get the job done.

Councilman Clark stated it was arbitrary and capricious to support one of the positions and not the others in light of the well-documented, detailed information provided by the City Manager and staff.

Councilmembers discussed various items in the budget including the use of outside contractors, staff size vs. City population, planned retirements, budget assumptions, and break-even budgets.

Mayor Long moved, seconded by Councilman Clark, to vote on the addition of each position separately.

Without objection, Mayor Long so ordered.

The motion passed to approve the addition of the Senior Administrative Analyst position in the Public Works Department by the following roll call vote:

AYES: Clark, Stern, Wolowicz, and Mayor Long  
NOES: Gardiner

The motion failed to approve the addition of the Senior Accountant position in the Finance/IT Department by the following roll call vote:

AYES: Clark and Stern  
NOES: Gardiner, Wolowicz, and Mayor Long

The motion failed to approve the addition of the Senior Administrative Analyst position in the City Manager's Office by the following roll call vote:

AYES: Clark and Stern  
NOES: Gardiner, Wolowicz, and Mayor Long

The motion passed to approve the addition of the Open Space and Trails Manager position in Planning, Building & Code Enforcement Department by the following roll call vote:

AYES: Clark, Stern, and Mayor Long  
NOES: Gardiner and Wolowicz

Councilman Clark requested the reconsideration of the vote on the Senior Administrative Analyst position in the City Manager's Office.

Mayor Long denied the request for reconsideration.

Councilman Wolowicz moved, seconded by Mayor Long, to 1) Reevaluate the two remaining requested positions (Senior Administrative Analyst in the City Manager's Department and Senior Accountant in the Finance/IT Department) after the completion of the management audit, but no sooner than December 2007; and 2) Direct the City Manager to create a list of tasks that the City Manager and Finance/IT Departments would not be able to perform without additional staff resources.

The motion passed on the following roll call vote:

AYES: Clark, Gardiner, Stern, Wolowicz, and Mayor Long  
NOES: None

Mayor Pro Tem Stern moved, seconded by Councilman Wolowicz, to 1) ADOPT RESOLUTION NO. 2007-70, AS AMENDED, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, APPROVING THE CITY BUDGET FOR FISCAL YEAR 2007-2008; and 2) ADOPT RESOLUTION NO. 2007-71, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, ESTABLISHING SALARY AND HOURLY RANGES FOR COMPETITIVE AND MANAGEMENT EMPLOYEE JOB CLASSIFICATIONS.

Deputy City Manager Petru reiterated that included in the Budget are the three upgraded positions previously discussed.

Deputy Finance Director Downs read the revised numbers for the Budget with the deletion of two of the proposed positions so that the resolutions could be adopted.

The motion passed on the following roll call vote:

AYES: Clark, Stern, Wolowicz, and Mayor Long  
NOES: Gardiner

Councilman Clark moved, seconded by Mayor Long, to continue all matters not yet addressed to the next regular Council meeting.

City Manager Lehr indicated that paid consultants were in the audience and the Council decided to continue with the meeting after a brief recess.

### **Recess and Reconvene**

Mayor Long called a brief recess from 11:49 P.M. to 11:53 P.M.

### **Channel 33 Business Plan, Operating Policies and Proposed Budget FY 2007/08 and 2008/09 (305)**

City Clerk Morreale noted that late correspondence was distributed prior to the meeting and there was one request to speak on the item.

City Manager Lehr suggested that Council defer the policy decisions and consider only the three contract agreements. City Manager Lehr presented brief summary staff report.

Councilman Clark noted previous discussion that the station was a form of media and information and suggested that another alternative would be for the General Manager of the Channel 33 Station to report to the Director of IT.

City Manager Lehr explained that option had been clearly rejected and Council had concurred with former City Manager Bussey's report in March where he recommended that the General Manager report to the City Manager's office.

Mayor Pro Tem Stern indicated that all departments should report to the City Manager, noted that he did not support significant involvement of the subcommittee, and questioned what the best organizational structure would be for handling Channel 33.

City Manager Lehr stated that she concurred with the workshop recommendation which was that the position of General Manager and operation of Channel 33 would report to the City Manager's office, like any other department.

Mayor Long called for the public speaker.

Ken Dyda, Rancho Palos Verdes, stated that it had been appropriate to have a subcommittee during the startup of the City's television station, but now that the channel was established he believed it important to set the policy and have Channel 33 operate as a City function reporting to the City Manager. He expressed concern that the Joint Powers Authority (JPA) would dilute control and reported that a rate schedule in the business plan would release the need for a JPA to provide funding. He indicated it was a mistake to create entitlements, the channel should be treated like any other department in terms of funding, the General Manager function should be defined in terms of a job description, time critical programs should be given priority, a regular schedule should be provided for program series such as City Talk, imported programs should be avoided, an in-house training program should be developed, disagreements with General Manager decisions should be resolved by the City Manager like other departments, programming should be consistent with content policies and may be submitted for airing by others, and he believed it was not necessary for station management to commission programs as good programs would be submitted. He observed that the current workload of the General Manager was excessive and he indicated that part of the budget should be allocated for staff to assist her.

Gabriella Holt, Channel 33 Station Manager, commented on the tremendous workload that existed and noted that as more managerial duties were added production time was decreased. She indicated that the enterprise became more expensive as it became a City department under City Council control. She stated that due to other commitments she would not be able to continue to provide General Management duties as of the end of the fiscal year and sought to provide the Council with information so they could make an informed decision and understand the consequences of that decision.

Responding to Mayor Long, Ms. Holt clarified that she would not take on the additional administrative duties that they were looking to ascribe as of July 1, 2007, but that she would continue as a volunteer for Channel 33.

Mayor Pro Tem Stern expressed appreciation for Ms. Holt's service and he supported City Manager Lehr being responsible for the station.

Ms. Holt stated that she agreed that the City Manager should oversee the station, but suggested that the Council might need to reframe their thinking regarding the station resembling a department of the City. She indicated that she agreed with the suggestion by Mayor Long to defer the decision until December after the management audit. She pointed out the many administrative duties necessary and cited the need for some sort of funding stream as the end of FY 2006-2007 drew near and as the station continued to become more automated.

Mayor Pro Tem Stern moved, seconded by Councilman Clark, to adopt the governance model whereby the Channel 33 Studio General Manager would report to the City Manager in the same manner as department heads.

Responding to Councilman Wolowicz, Ms. Holt stated that the General Manager would be the overall person who would report to the City Manager and would not be a volunteer although the position could be part time. She indicated that she was available in a volunteer capacity for productions and scheduling for Channel 33, but stated it was not reasonable to expect her to do all of the extra administrative tasks.

Without objection, Mayor Long so ordered.

Councilman Clark departed the meeting at 12:18 A.M.

Responding to Mayor Pro Tem Stern, City Manager Lehr indicated that she was not aware of problems with the SCROC agreement and that there was not a cost involved with that agreement.

City Attorney Lynch indicated that she had reviewed the agreement.

Mayor Long clarified that the approval of the TVTN agreement that implemented the automation of Channel 33, which was conceptually approved at the January Channel 33 workshop, would save money in the long run.

City Manager Lehr indicated that the automation feature was important since Ms. Holt would no longer be the General Manager of the Channel 33 station.

Mayor Pro Tem Stern suggested deferring the item to give staff time to consider the impact of Ms. Holt's departure as General Manager.

Council and staff discussed which items could be deferred and which required action.

Mayor Long moved, seconded by Mayor Pro Tem Stern, to 1) Approve the renewal of the Southern California Regional Occupational Center (SCROC) lease agreement for FY 07/08; 2) Approve the TelVue Corporation (TVTN) agreement; 3) Continue all other aspects of this item to the City Council Meeting of July 3, 2007, including the following: JPA Governance and Contributory Funding; Franchise Fees; Adoption of Channel 33 Operating Budget for FY 07-08; Approval of Channel 33 Production, Programming and Operational Policies and Procedures; Approval of Channel 33 Business Plan; Role of Channel 33 Cable TV/Cox Contract Renewal Subcommittee; 4) Direct that Channel 33 be included in the City's Management Audit; and, 5) Approve the FY 07-08 Budget for Channel 33 consistent with the budget items conceptually approved at the January 27, 2007 Workshop, with no additional positions to be added until after December 2007.

A roll call vote on the motion reflected unanimous approval.

**Annual Levy of Storm Drain User Fee (Fiscal Year 2007-08) (604 X 602)**

City Clerk Morreale reported that notice of the public hearing was duly published and written protests were included in the late correspondence distributed prior to the meeting. She indicated there were three requests to speak.

Finance Director McLean provided a brief staff report.

City Attorney Lynch clarified that the increase of the User Fee from \$86.00 to \$87.72 reflects the 2% increase currently authorized within the ordinance approved by the property voters in August 2005.

Mayor Long opened the public hearing.

Frank Lyon, Chairman of the Oversight Committee, Rancho Palos Verdes, briefly summarized the Oversight Committee's findings and recommendations noting that available funds were inadequate to address storm drain issues and an aggressive approach was necessary. He indicated that the Oversight Committee deferred to the Council regarding raising the User Fee, but agreed that retention of the User Fee was essential in the near term until such time as other sources of significant revenue become available. He reported an Oversight Committee recommendation that staff and the Council adjust future budgets to maintain a prudent General Fund reserve level and that the Council prepare an information summary for the public prior to the November election.

Responding to Mayor Pro Tem Stern, Mr. Lyon commented that the amount of the increase was very small but it could create a negative public perception.

Councilman Wolowicz received clarification that Mr. Lyon had received any and all information the Oversight Committee required to make their recommendations.

Don Reeves, Committee to Repeal the User Fee, Rancho Palos Verdes, asserted that the short-term projections in the Five-Year Model were grossly erroneous; the purpose of the Oversight Committee was not to discuss the political implications of the cost increase; there was no cost estimate for storm drain repairs; there should be a shorter period for the User Fee as originally proposed; and indicated a willingness to discuss the course the Committee to Repeal the User Fee believed the City should follow.

Councilman Wolowicz took issue with Mr. Reeves' statement that there was no cost estimate and plan for storm drain repair.

Mr. Reeves indicated that there had been no update to the basis for the User Fee.

Mr. Long offered to meet with residents and address any issues regarding the Storm Drain User Fee, noting that he felt voters were looking for a better quality of life rather than the stern necessities that Mr. Reeves advocated.

Mayor Long closed the public hearing.

Responding to Councilman Gardiner, Finance Director McLean reported that the Palos Verdes Peninsula Unified School District, the Los Angeles Unified School District, and the Sanitation District had not paid their User Fee bills.

City Attorney Lynch reported that state entities other than the school district were obligated to pay.

Councilman Gardiner indicated that he wanted to make sure residents were aware that the school districts had not paid.

Mayor Pro Tem Stern asserted that the problem was real, no amount of political philosophy would eliminate it, and did not believe that the 2% increase would turn residents against the fee.

Mayor Pro Tem Stern moved, seconded by Councilman Wolowicz, to approve staff recommendation to 1) Conduct a public hearing pursuant to Health and Safety Code Section 5473.2 and Section 3.44.40 of the Rancho Palos Verdes Municipal Code on June 19, 2007 on the Annual Report prepared by Harris & Associates and information provided by Staff, and determined to collect the Storm Drain User Fee (the "Fee") for Fiscal Year 2007-08, at the maximum rate allowed by law per Equivalent Residential Unit ("ERU") for Fiscal Year 2007-08; 2) At the conclusion of the Public Hearing determine the absence of a majority protest; 3) In the absence of a majority protest, determine that the rate per ERU for Fiscal Year 2007-08 shall be the maximum rate of \$87.72 as set forth in the Annual Report, ADOPT RESOLUTION NO. 72; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, FINALLY ADOPTING A REPORT, AS FILED, IN CONNECTION WITH THE STORM DRAIN USER FEE ESTABLISHED PURSUANT TO CHAPTER 3.44 OF THE RANCHO PALOS VERDES MUNICIPAL CODE; DETERMINING THE AMOUNT OF SUCH FEE FOR FISCAL YEAR 2007-08; AND ORDERING THAT SUCH FEE BE COLLECTED ON THE COUNTY OF LOS ANGELES TAX ROLL FOR FISCAL YEAR 2007-08; and 4) Continue to a future agenda the discussion of the Oversight Committee's recommendation for the preparation of a Public Information Summary for dissemination to the public prior to the November 2007 Election.

Councilman Gardiner stated that he preferred to take the \$22,000 out of the \$80,000 plus the \$10,000 contingency fund requested in Agenda Item 25, Upper Point Vicente Civic Center Site Analysis, and put that money towards the User Fee.

Mayor Long stated that he disagreed, noting that there were private donors seriously interested in donating towards the construction of buildings at Upper Point Vicente, but there were very few private donors interested in funding studies or funding utility hookups and building pads for buildings.

Councilman Gardiner noted that USC's policy was that they would not accept money from outside donors unless money was also donated for annual upkeep.

Mayor Long stated that he believed the User Fee was too low and acknowledged that General Fund reserves being spent was not enough on its own to cover the necessary storm drain repairs, but hoped that there would be adequate funds to make the storm drain repairs if combined with the User Fee. He stated that he was mindful of adding new expenditures but was in favor of the increase of the User Fee by 2%, noting that the voters would consider the matter in November.

Councilman Wolowicz stated that he was troubled by the outflow of cash and believed that at some point in time if there were sufficient revenues the fees should be reduced or suspended.

A roll call vote on the motion reflected the following:

AYES: Gardiner, Stern, Wolowicz, and Mayor Long  
NOES: None

Mayor Pro Tem Stern inquired about the action to be taken regarding the authorization by Council for the Oversight Committee to prepare an informative public information summary regarding the Storm Drain User Fee.

City Attorney Lynch stated that this item should be brought back as a Consent Calendar item on the July 3, 2007 City Council Agenda since it was not specifically on this agenda.

#### **Abalone Cove Sewer Maintenance Fee (1900)**

City Clerk Morreale reported that notice of the public hearing was duly published and no written protests were received.

Mayor Long opened the public hearing.

There were no requests to speak.

Mayor Long closed the public hearing.

Councilman Wolowicz moved, seconded by Councilman Stern, to 1) Conduct the public hearing on the proposed levy and allocation of the annual sewer service charge for the Abalone Cove Sewer System for Fiscal Year 2007-2008; 2) ADOPT RESOLUTION NO. 2007-73, A RESOLUTION OF THE COUNCIL OF THE CITY OF RANCHO PALOS VERDES, APPROVING A REPORT IN CONNECTION WITH THE SEWER SERVICE CHARGE ESTABLISHED PURSUANT TO CHAPTER 13.06 OF THE RANCHO PALOS VERDES MUNICIPAL CODE, DETERMINING THE AMOUNT OF SUCH CHARGE FOR FISCAL YEAR 2007-2008, AND ORDERING THAT SUCH CHARGE BE COLLECTED ON THE TAX ROLL.

A roll call vote on the motion reflected the following:

AYES: Gardiner, Stern, Wolowicz, and Mayor Long  
NOES: None

**REGULAR NEW BUSINESS:**

**Upper Point Vicente Civic Center Site Analysis (1201)**

Mayor Pro Tem Stern moved, seconded by Mayor Long, to continue the matter to the July 3, 2007 City Council Meeting.

Without objection, Mayor Long so ordered.

**Ordinance Amending the Storm Drain User Fee to Shorten the Duration of the Fee from Thirty Years to Ten Years and to Establish a Resident Oversight Committee to be Placed on the Ballot for the November 6, 2007 General Municipal Election (602 X 604)**

Mayor Long moved, seconded by Mayor Pro Tem Stern, to continue the matter to the July 3, 2007 City Council Meeting.

Without objection, Mayor Long so ordered.

**November 6, 2007 General Municipal Election (501)**

Mayor Pro Tem Stern moved, seconded by Mayor Pro Tem Stern, to continue the matter to the July 3, 2007 City Council Meeting.

Without objection, Mayor Long so ordered.

**Los Angeles County Sheriff's Contract (1206)**

Mayor Pro Tem Stern moved, seconded by Councilman Gardiner, to 1) Authorize the Mayor to sign the FY 07-08 Services for the Peninsula Region (Rancho Palos Verdes, Rolling Hills and Rolling Hills Estates); and, 2) Authorize the City Manager to sign the FY 07-08 Rancho Palos Verdes Deployment Survey with the Los Angeles County Sheriff's Department.

A roll call vote on the motion reflected the following:

AYES: Gardiner, Stern, Wolowicz, and Mayor Long  
NOES: None

**CITY COUNCIL ORAL REPORTS:**

Mayor Pro Tem Stern moved, seconded by Mayor Long, to continue Oral Reports to July 3, 2007.

Without objection, Mayor Long so ordered.

Councilman Gardiner congratulated the Eastview citizens who collected 8,500 signatures against the development on Western Avenue.

**ADJOURNMENT:**

Mayor Pro Tem Stern moved to adjourn the meeting. At 1:27 A.M. Wednesday, June 20, 2007, the meeting was adjourned.

/s/ Thomas D. Long  
Mayor

Attest:

/s/ Carla Morreale  
City Clerk

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**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES, AUTHORIZING THE PURCHASE OF TAX-DEFAULTED PROPERTY AND AMENDING RESOLUTION 2007-70, THE BUDGET APPROPRIATION FOR FISCAL YEAR 2007-2008, FOR A BUDGET ADJUSTMENT OF \$5,500 TO THE CITY'S GENERAL FUND.**

Carla Morreale  
City Clerk

## **CORE VALUES STATEMENT**

The primary purpose of City government is to provide service. As your City government, our commitment is to wisely use our resources to provide competent, responsive and reliable services in an atmosphere, which demonstrates our commitment to accessibility, customer service, honesty and integrity. In all we do and in every decision we make we will ask ourselves, "Is this best for the City of Rancho Palos Verdes?"

## **VISION STATEMENT**

**Vision:** After an extensive community outreach program, the City Council hereby affirms that the City's vision for Rancho Palos Verdes is to have a community that has the following qualities:

A safe community where citizens can enjoy their property and community amenities without fear for their safety;

Both public and private property will be maintained in a manner that will be compatible with the aesthetic setting of the Peninsula;

A sound community economic base will be developed and maintained;

As part of the economic base, the City will provide an opportunity for the development of quality recreation facilities;

There will be a high "customer satisfaction" level among users of City services;

A commitment to maintaining open space and public access in a manner that will not harm critical resources.

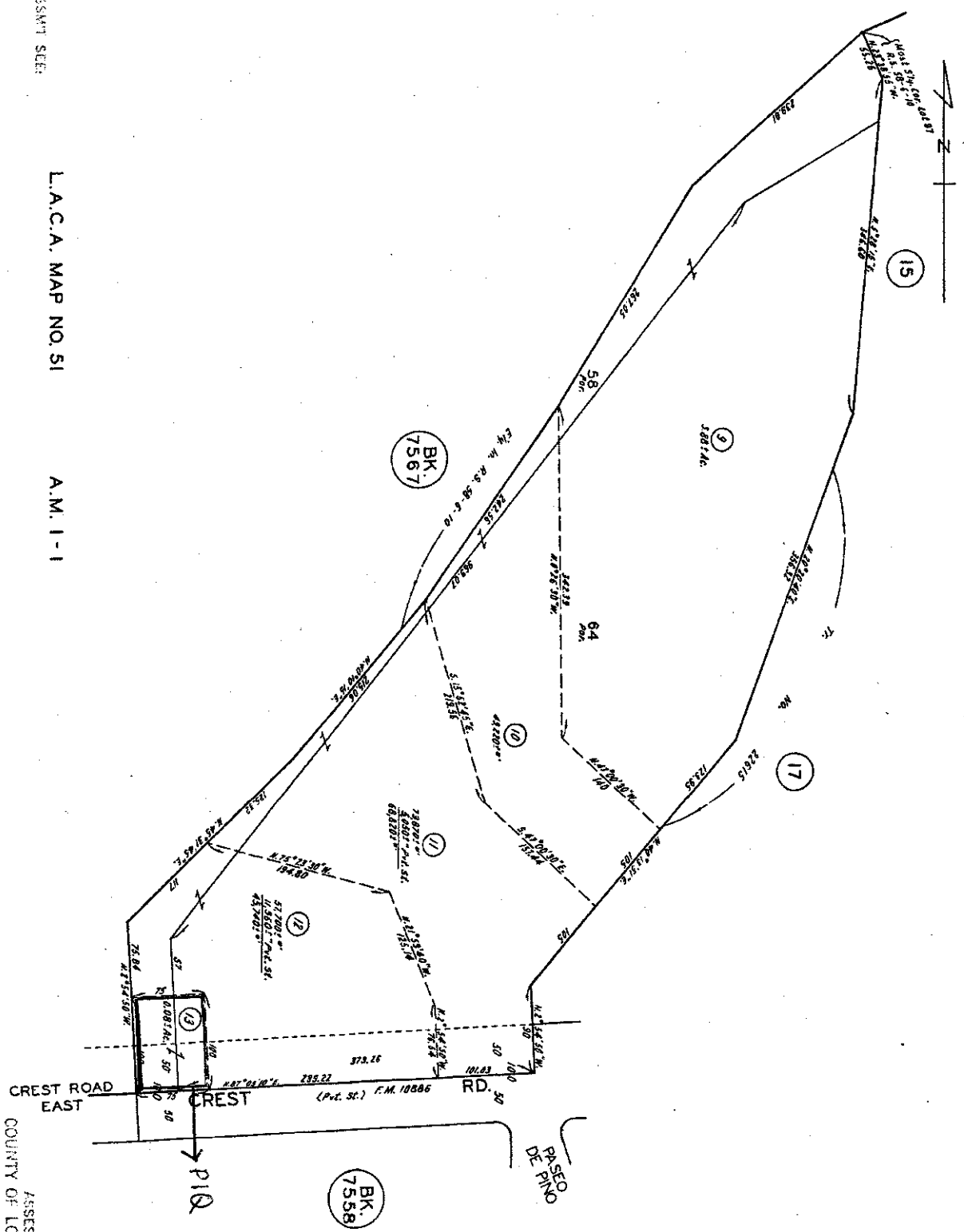
Adopted by the City Council  
September 21, 1993

CODE  
7091

FOR PREP. ASSNT SEE  
7586 - 12

L.A.C.A. MAP NO. 51  
A.M. 1-1

ASSESSOR'S MAP  
COUNTY OF LOS ANGELES, CALIF.



**AGREEMENT TO PURCHASE  
LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY  
(Public/Taxing Agency)**

This Agreement is made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the Board of Supervisors of Los Angeles County, State of California, and the **CITY OF RANCHO PALOS VERDES** ("Purchaser"), pursuant to the provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.

The real property situated within said county, hereinafter set forth and described in Exhibit "A" attached hereto and made a part hereof, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provision of law.

It is mutually agreed as follows:

1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
2. That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within 14 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
3. *That the PURCHASER agrees that the real property be used for the public use specified on Exhibit "A" of this agreement.*
4. That if said PURCHASER is a **TAXING AGENCY**, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and Taxation Code.

APPROVED AS TO FORM:

RAYMOND G. FORTINER JR.  
County Counsel

By   
Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

X: ID: Chptr 8 Pubagency form  
Revised 6/24/03

AGREEMENT NUMBER 2590

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies.

ATTEST:

CITY OF RANCHO PALOS VERDES

Carla Morreale

City Clerk

(Seal)

By

[Signature]

Mayor

Board of Supervisors  
Los Angeles County

ATTEST:

By

Clerk of the Board of Supervisors

By

Chair of the Board of Supervisors

By

Deputy  
(seal)

Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code the governing body of the City of N/A hereby agrees to the selling price as provided in this agreement.

ATTEST:

City of N/A

By

Mayor

(seal)

This agreement was submitted to me before execution by the board of supervisors and I have compared the same with the records of Los Angeles County relating to the real property described therein.

[Signature]  
Los Angeles County Tax Collector

Pursuant to the provisions of Sections 3775 and 3795 of the Revenue and Taxation Code, the Controller agrees to the selling price hereinbefore set forth and approves the foregoing agreement this \_\_\_ day of \_\_\_, 20\_\_.

By: \_\_\_\_\_, STATE CONTROLLER

AGREEMENT NUMBER 2590

**SUPERVISORIAL DISTRICT 4**  
**AGREEMENT NUMBER 2590**

**EXHIBIT "A"**

<u>LOCATION</u>	<u>FIRST YEAR DELINQUENCY</u>	<u>DEFAULT NUMBER</u>	<u>PURCHASE PRICE</u>	<u>PURPOSE OF ACQUISITION</u>
CITY OF RANCHO PALOS VERDES	1997	7566-016-013	\$4,439.00*	DEVELOP INTO A PUBLIC TRAILHEAD PARK FOR THE UPPER MIRALETE CANYON

**LEGAL  
DESCRIPTION**

L A CO ASSESSOR MAP # 51 LOT COM AT INTERSECTION OF S LINE OF LOT 58 WITH E LINE OF R  
S 58-6-10 TH N 87°05'10" E 75 FT WITH A UNIFORM DEPTH OF 100 FT N 2°54'50" W PART OF LOTS  
58 AND LOT 64

\* The purchase price quoted on this Exhibit "A" is a projection of the purchase price for a schedule of eight (8) months. If the agreement is completed in less time, then the purchase price will be decreased; however if the completion of the agreement is longer than this time, the price will increase accordingly.

**AGREEMENT TO PURCHASE  
LOS ANGELES COUNTY TAX-DEFAULTED PROPERTY**  
(Public/Taxing Agency)

INTERIM

This Agreement is made this 8TH day of APRIL, 2008, by and between the Board of Supervisors of Los Angeles County, State of California, and the **CITY OF RANCHO PALOS VERDES** ("Purchaser"), pursuant to the provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.

The real property situated within said county, hereinafter set forth and described in Exhibit "A" attached hereto and made a part hereof, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provision of law.

It is mutually agreed as follows:

1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER.
2. That the PURCHASER agrees to pay the total purchase price listed for each real property described in Exhibit "A" within 14 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
3. *That the PURCHASER agrees that the real property be used for the public use specified on Exhibit "A" of this agreement.*
4. That if said PURCHASER is a **TAXING AGENCY**, said agency would not share in the distribution of the payment required by this Agreement as defined by § 3791 and § 3720 of the Revenue and Taxation Code.

APPROVED AS TO FORM:

RAYMOND G. FORTINER JR.  
County Counsel

By 

Deputy County Counsel

If all or any portion of any individual parcel listed in Exhibit "A" is redeemed prior to the effective date of this agreement, this agreement shall be null and void only as it pertains to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement. Time is of the essence.

0§§3791, 3791.3 3793 R&T Code

X: ID:Chptr 8 Pubagency form  
Revised 6/24/03

76520

The undersigned hereby agree to the terms and conditions of this agreement and are authorized to sign for said agencies.

ATTEST:

CITY OF RANCHO PALOS VERDES

*Carla Morreale*

City Clerk

(Seal)

By

*[Signature]*

Mayor

Board of Supervisors

Los Angeles County

ATTEST:

By

*Sachi A. Hamai*

Clerk of the Board of Supervisors

By

*[Signature]*

I hereby certify that pursuant to Section 25103 of the Government Code, delivery of this document has been made.

SACHI A. HAMAI  
Executive Officer  
Clerk of the Board of Supervisors

By

*[Signature]*

Deputy  
(seal)



By

*[Signature]*

Deputy

Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code the governing body of the City of N/A hereby agrees to the selling price as provided in this agreement.

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

ATTEST:

City of N/A

26 APR 08 2008

By

Mayor

(seal)

*Sachi A. Hamai*

SACHI A. HAMAI  
EXECUTIVE OFFICER

This agreement was submitted to me before execution by the board of supervisors and I have compared the same with the records of Los Angeles County relating to the real property described therein.

*[Signature]*

Los Angeles County Tax Collector

Pursuant to the provisions of Sections 3775 and 3795 of the Revenue and Taxation Code, the Controller agrees to the selling price hereinbefore set forth and approves the foregoing agreement this \_\_\_ day of \_\_\_, 20\_\_.

By: \_\_\_\_\_, STATE CONTROLLER

AGREEMENT NUMBER 2590

76520

**SUPERVISORIAL DISTRICT 4**  
**AGREEMENT NUMBER 2590**

**EXHIBIT "A"**

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